

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ray W. WOOD et al.

Title: NANOPARTICULATE BECLOMETHASONE COMPOSITIONS

Appl. No.: 10/667,472

Filing Date: 09/23/2003

Examiner: Mina Haghighatian

Art Unit: 1616

TERMINAL DISCLAIMER FOR U.S. PATENT NO. 6,264,922

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Petitioner, Elan Pharma International Ltd., having its principal place of business at Treasury Building, Lower Grand Canal Street, Dublin 2, IRELAND, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application No. 10/667,472, filed on September 23, 2003, which is a continuation of U.S. Patent Application No. 09/577,489, filed on May 25, 2000, which is divisional of U.S. Patent Application No. 08/948,216, filed on October 9, 1997, now U.S. Patent No. 6,264,922, which is a continuation of U.S. Patent Application No. 08/589,681, filed on January 19, 1996, now abandoned, which is a continuation-in-part of U.S. Patent Application No. 08/394,103, filed on February 24, 1995. This application is owned by Elan Pharma International Ltd. by virtue of an Assignment from the inventors to Eastman Kodak Co. for Application No. 08/394,103 recorded on April 13, 1995, at Reel/Frame 007430/0713 (EXHIBIT 1); an Assignment from the inventors to Eastman Kodak Co. for Application No. 08/589,681 recorded on January 22, 1996, at Reel/Frame 007902/0485

01/03/2006 SZEWDIE1 00000099 10667472

Atty. Dkt. No. 029318-0976 Appln. No.: 10/667,472

(EXHIBIT 2); an assignment from Eastman Kodak Co. to Particulate Prospects Corp. recorded on February 20, 1996, at Reel/Frame 007820/0153-0159 (EXHIBIT 3); an assignment from Particulate Prospects Corp. to NanoSystems LLC recorded on February 20, 1996, at Reel/Frame 007817/0273-0279 (EXHIBIT 4); an assignment from NanoSystems LLC to Elan Corporation plc recorded on May 5, 2000, at Reel/Frame 010797/0486-500 (EXHIBIT 5); and an assignment from Elan Corporation plc to Elan Pharma International Ltd. recorded on May 5, 2000, at Reel/Frame 010797/0501 in the United States Patent and Trademark Office (EXHIBIT 6).

Further, Petitioner represents that it is the owner of U.S. Patent No. 6,264,922 for "Nebulized Aerosols Containing Nanoparticle Dispersions," which issued on U.S. Patent Application No. 08/948,216, filed on October 9, 1997, which is a continuation of U.S. Patent Application No. 08/589,681, filed on January 19, 1996, now abandoned, which is a continuationin-part of U.S. Patent Application No. 08/394,103, filed on February 24, 1995. This application is owned by Elan Pharma International Ltd. by virtue of an Assignment from the inventors to Eastman Kodak Co. for Application No. 08/394,103 recorded on April 13, 1995, at Reel/Frame 007430/0713 (EXHIBIT 1); an Assignment from the inventors to Eastman Kodak Co. for Application No. 08/589,681 recorded on January 22, 1996, at Reel/Frame 007902/0485 (EXHIBIT 2); an assignment from Eastman Kodak Co. to Particulate Prospects Corp. recorded on February 20, 1996, at Reel/Frame 007820/0153-0159 (EXHIBIT 3); an assignment from Particulate Prospects Corp. to NanoSystems LLC recorded on February 20, 1996, at Reel/Frame 007817/0273-0279 (EXHIBIT 4); an assignment from NanoSystems LLC to Elan Corporation plc recorded on May 5, 2000, at Reel/Frame 010797/0486-500 (EXHIBIT 5); and an assignment from Elan Corporation plc to Elan Pharma International Ltd. recorded on May 5, 2000, at Reel/Frame 010797/0501 in the United States Patent and Trademark Office (EXHIBIT 6).

Petitioner respectfully disagrees with the Examiner regarding the obviousness-type double patenting rejection given in the Office Action dated October 11, 2005. This Terminal Disclaimer is being filed for the sole purpose of advancing the prosecution of this case.

Petitioner hereby disclaims the terminal part of the term of any patent granted on the above-identified patent application which would extend beyond the full statutory term of U.S.

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Patent No. 6,264,922. In addition, Petitioner hereby agrees that any patent so granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,264,922 shall be the same as the legal title to any patent granted on the above-identified patent application, this agreement to run with any patent granted on the above identified patent application and to be binding upon the grantee, its successors, or assigns.

In making this disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above identified patent application, prior to the full statutory term of U.S. Patent No. 6,264,922 as defined in 35 U.S.C. §§ 154-156 and 173, in the event that U.S. Patent No. 6,264,922 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 U.S.C. § 154, prior to the full statutory term of U.S. Patent No. 6,264,922 as defined in 35 U.S.C. §§ 154-156 and 173, except for the separation of legal title stated above.

Further, Petitioner does not disclaim any terminal part of a patent granted on the above identified patent application that would extend beyond the present termination of U.S. Patent No. 6,264,922, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§ 155, 155A, or 156, and without waiving Petitioner's right to extend the term of a patent granted on the above identified patent application to the extent provided by law.

The undersigned, being the Attorney of Record for the above identified patent application, and duly authorized to act on behalf of Petitioner, certifies that she has reviewed the Assignments attached as EXHIBITS 1-6, and to the best of her knowledge and belief, legal title to the above identified patent application and U.S. Patent No. 6,264,922 rests with Petitioner.

The undersigned declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

Atty. Dkt. No. 029318-0976 Appln. No.: 10/667,472

punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date Deenle 30, 2005

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FOLEY & LARDNER

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Michele M. Simkin

By Milule M. Mul.

Attorney for Applicants

Registration No. 34,717

7. + 4 4

EXHBIT 1

Patent Assignment Abstract of Title

Total Assignments: 4

Application #: 08394103

Filing Dt: 02/24/1995

Patent #: NONE

Issue Dt:

PCT #: NONE

Publication #: NONE

Pub Dt:

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS

Assignment: 1

Reel/Frame: 1007/430/07/13 Received: Recorded: 04/13/1995 Mailed: 06/02/1995 Pages: 2

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: WOOD, RAY W.

Exec Dt: 04/03/1995

DECASTRO, LAN

Exec Dt: 04/03/1995

Exec Dt: 04/03/1995

BOSCH, H.W.

Assignee: EASTMAN KODAK COMPANY

ROCHESTER, NY 14650-2201

Correspondent: J. JEFFREY HAWLEY

EASTMAN KODAK COMPANY

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 2

Reel/Frame: 007817/0273 03/06/1996

Recorded:

02/20/1996

02/20/1996

Mailed:

05/18/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: PARTICULATE PROPECTS CORP.

Exec Dt: 01/22/1996

Assignee: NANOSYSTEMS L.L.C.

COLLEGEVILLE, PENNSYLVANIA 19426

Correspondent: EASTMAN KODAK COMPANY,

MARY E. REED

PATENT LEGAL STAFF

ROCHESER, NY 14650-2201

Assignment: 3

Reel/Frame: 007820/0153 Received:

Recorded: 03/06/1996

Mailed:

Pages: 7

05/21/1996 Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: EASTMAN KODAK COMPANY

Exec Dt: 01/22/1996

Assignee: PARTICULATE PROSPECTS CORP.

ROCHESTER, NEW YORK 14650

Correspondent: EASTMAN KODAK COMPANY

MARY E. READ

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 4

Reel/Frame: 007987/0025 Received: 03/06/1996

Recorded: 02/20/1996

Malled: 09/03/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: PARTICULATE PROSPECTS CORP.

Exec Dt: 01/22/1996

Assignee: NANOSYSTEMS L.L.C.

COLLEGEVILLE, PENNSYLVANIA 19426

Correspondent: EASTMAN KODAK COMPANY

MARY E. READ

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ROCHESTER, NY 14650-2201

Search Results as of: 2/3/2004 11:40:21 A.M.

If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 703-308-9723 Web interface last modified: Oct. 5, 2002

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ASSIGNMENT

For good and valuable consideration received, including salary or payment for the making of inventions, or employee benefits, I/we do hereby assign to Eastman Kodak Company, a New Jersey corporation having a principal place of business in Rochester, New York, its successors and assigns, the entire title, including priority rights in and to all of my/our inventions and improvements disclosed in an application for Letters Patent for ABROSOLS CONTAINING NANOPARTICLE DISPERSIONS which was executed on the date shown below by:

Assignor #1: Ray W. Wood	Date 4/3/95
Assignor #2: Lan DeCastro	Date 1/3/95
Assignor #3: H. William Bosch	Date 4/3/95

X about to be filed already filed as and [check one] in the United States Patent and Trademark Office, together with said application, and any divisional, continuation or reissue application thereof, applications corresponding thereto in whole or in part in all other countries, and title to Letters Patent and similar protective rights granted on said applications, as well as the right to claim any applicable priority rights arising from said applications under the terms of any applicable conventions, treaties, statutes or regulations, said applications to be filed and issued in the name of Eastman Kodak Company or its designee; and I/we agree to execute such documents as in the judgment of Eastman Kodak Company may be necessary to obtain any such patents and similar protective rights and maintain the title thereto in Eastman Kodak Company or its designee; and I/we further agree that, upon request, but without out-of-pocket expense to myself/ourselves, I/we shall furnish to Eastman Kodak Company or its designee any data, information, exhibits, memoranda, or other evidence in my/our possession relating to any of said inventions or improvements and shall testify in any ex parte or inter partes legal or administrative proceedings relating thereto; and I/we authorize and request issuance of all Letters Patent and similar protective rights that may be granted on any of said applications, to the extent that and in such manner as such issuance shall be requested by Eastman Kodak Company or its designee. This document shall be governed, construed and interpreted in all respects in accordance with the laws of the State of New York, USA.

Signature of Assignor # 1	Witness Address, if other than	
Kan Co. Clood	Eastman Kodak Company, Rochester, NY 14650	
Ray W. Wood		
Date: 4 3 95		
Witnessed: N. William Booch		
Signature of Assignor # 2	Witness Address, if other than	
Lan Ve Cists	Eastman Kodak Company, Rochester, NY 14650	
Lan DeCastro		
Date: 4/3/95		
Witnessed: Kan W Cliard		
Signature of Assignor # 3	Witness Address, if other than	
N. William Beach	Eastman Kodak Company, Rochester, NY 14650	
H. William Bosch		
Date: April 3, 1995		
Witnessed: Kay W Cool		

PATERS & TO SEE MARK OFFICE

APR 13 95

EXHBIT 2

Patent Assignment Abstract of Title

Total Assignments: 1

Application #: <u>08589681</u>

Filing Dt: 01/19/1996

Patent #: NONE

Issue Dt:

PCT #: NONE

Publication #: NONE

Pub Dt:

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS

Assignment: 1

Reel/Frame: 1007/902//048

Recorded: 01/22/1996

Mailed: 07/14/1996

Pages: 2

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: WOOD, RAY W.

DECASTRO, LAN

Exec Dt: 12/08/1995 **Exec Dt:** 12/08/1995

BOSCH, H.W.

Exec Dt: 12/08/1995

Assignee: EASTMAN KODAK COMPANY

ROCHESTER, NEW YORK 14650

Correspondent: EASTMAN KODAK COMPANY

J. JEFFREY HAWLEY PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Search Results as of: 2/3/2004 11:39:57 A.M.

If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 703-308-9723 Web interface last modified: Oct. 5, 2002

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PATENT

RIEEL: 7902 FRAME: 0485

ASSIGNMENT

For good and valuable consideration received, including salary or payment for the making of inventions, or employee henefits, I/we do hereby assign to Eastman Kodak Company, a New Jersey corporation having a principal place of business in Rochester, New York, its successors and assigns, the entire right, title and interest, including priority rights, in and to all of my/our inventions and improvements disclosed in an application for patent for

AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS

which is [check one]				
X a non-provisional application for patent executed on the	he date(s) shown below by:			
a provisional application for patent by:				
an international application for putent by:				
Assignor # 1: Ray W. Wood				
Assigner # 2: Kay W. Wood Assigner # 2: Lan DeCastro	Dete Dor 5, 188,-			
Assignor # 3: H. W. Bosch	Date Occ & 1891			
Lusting & 2: 11: 44 . DOZER	Date Dec 8, 1551			
and [check one] X about to be filed a	Iready filed as			
in the United States Patent and Trademark Office, together	With said application, and any corresponding on comments			
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mereor, and any applications, including international applicati	Ons. Corresponding of being a counterpart thereto in what are in			
and interest in and to Letters Patent and similar protective me	hereby assign to Eastman Kodak Company the entire right, title this granted on any of these applications, as well as the right to			
ciain any applicable priority rights arising from any of thesi	UDDICATIONS under the terms of any applicable conventions			
treaties, statutes in regulations. Twe agree that any of these	Boolications, at Eastman Kodek Company's sole dispersion			
The theo and issued in the name of Easiman Kodak Company of	or its designee. I/We agree to execute such documents which in to obtain any such patents and similar protective rights and to			
manuan ine flue inereto in Lasiman Kodak Company ir its di	Signer. I/We further name that upon mouses but mich and			
m-pocket expense to myselfourselves, I/we shall furnish to E	astman Kodak Company or its decimes any data information			
exhibits, membranda, or other evidence in my/our possession	relating to any of said inventions or improvements and shall			
of all Letters Patent and similar protective rights that may be	occedings relating thereto. I/We authorize and request issuance granted on any of these applications, to the extent that and in			
such manner as such issuance shall be requested by Eastma	in Kodak Company or its designee. This document shall be			
governed, construed and interpreted in all respects in accordance	ce with the laws of the State of New York, USA.			
Signature of Assignor # I	Witness Address, if other than			
1.1.	Eastman Kodak Company, Roc. ever, NY 14650			
Ray W. Wood	17-4 C-757-1 UED., D			
Daio: Dec 8 1511	H-61. PA 19002			
Wilnessed: hartelling				
Signature of Assignor # 2	Witness Address, if other than			
Jan de Taste	Eastman Kodak Company, Rochester, NY 14650			
Lan DeCastro	1405 Cristal Valley Dense			
Date: Dec. F. 1251-	Hombler PA 17002			
Witnessed: Refull				
Signature of Assignor # 3	Witness Address, if other than			
11	Eastman Kodak Company, Rochester, NY 14650			
H. W. Bosch	1408 Crystal Valley Drive			
Date: Dec & 185, -	Ambler PA 19002			
Witnessed: Pale				

RECORDED: 01/22/1996

PATENT Page 1 of 1 REEL: 7902 FRAME: 0486

EXHBIT 3

Patent Assignment Abstract of Title

Total Assignments: 4

Application #: <u>08394103</u>

Filing Dt: 02/24/1995

Patent #: NONE

Issue Dt:

PCT #: NONE

Publication #: NONE

Pub Dt:

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS

Assignment: 1

Reel/Frame: 007430/0713 Received: Recorded: 04/13/1995 Mailed: 06/02/1995 Pages: 2

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: WOOD, RAY W.

Exec Dt: 04/03/1995

DECASTRO, LAN

Exec Dt: 04/03/1995

BOSCH, H.W.

Exec Dt: 04/03/1995

Assignee: <u>EASTMAN KODAK COMPANY</u>

ROCHESTER, NY 14650-2201

Correspondent: J. JEFFREY HAWLEY

EASTMAN KODAK COMPANY

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 2

Reel/Frame: 007817/0273 Received: 03/06/1996

Recorded:

02/20/1996

Mailed:

05/18/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: PARTICULATE PROPECTS CORP.

Exec Dt: 01/22/1996

Assignee: NANOSYSTEMS L.L.C.

COLLEGEVILLE, PENNSYLVANIA 19426

Correspondent: EASTMAN KODAK COMPANY,

MARY E. REED

PATENT LEGAL STAFF

ROCHESER, NY 14650-2201

Assignment: 3

Reel/Frame: 007820/0153 Received: 03/06/1996

Recorded: 02/20/1996

Mailed: 05/21/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: EASTMAN KODAK COMPANY

Exec Dt: 01/22/1996

Assignee: PARTICULATE PROSPECTS CORP.

ROCHESTER, NEW YORK 14650

Correspondent: EASTMAN KODAK COMPANY

MARY E. READ

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 4

Reel/Frame: 007987/0025 Received: 03/06/1996

Recorded: 02/20/1996

Mailed: 09/03/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: PARTICULATE PROSPECTS CORP.

Exec Dt: 01/22/1996

Assignee: NANOSYSTEMS L.L.C.

COLLEGEVILLE, PENNSYLVANIA 19426

Correspondent: EASTMAN KODAK COMPANY

MARY E. READ

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Search Results as of: 2/3/2004 11:40:21 A.M.

If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 703-308-9723 Web interface last modified: Oct. 5, 2002

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JAN 05, 1996

APPENDIX - A ASSIGNMENT OF CASES FROM EASTMAN KODAK TO PARTICULATE PROSPECTS CORPORATION APPLICATIONS

US			
66111	INVENTOR(8) BRUND, J - ET AL -	APPLNC/DATE 08/180,827 12JAN94	TITLE NETHOD OF GRINDING PHARMACEUTICAL SUBSTANCES
70475	CZEKAI,DA • ET AL •	08/249,787 25MAY94	CONTINUOUS NETHED OF GRINDING PHARMACEUTICAL SUBSTANCES
68558	BACON, ER	08/265,550 24JUN94***	MANOPARTICULATE DIAGNOSTIC DIATRIZONY ESTER X-RAY CONTRAST AGENTS FOR BLOOD POOL AND LYMPHATIC SYSTEM IMAGING
69226	BACON, ER - ET AL -	08/265,603 24Jun94	ALPHA-YCYCLOALKYL, ARYL AND ARALKYL SUBSTITUTED POLYIODINATED AROYLONY ESTERS
70545	BACON, ER . ET AL .	08/265,590 24.8894	2,4,4-TRIICOO-5-SUBSTITUTED-ANINO-ISOPHTHALATE ESTERS USEFUL AS X-RAY CONTRAST AGENTS FOR MEDICA ALDIAGNOSTIC IMAGING
66175	NONG, 8	06/267,082 28JUN94	SUTYLENE OXIDE-ETHYLENE OXIDE SLOCK COPOLYMER SURFACTANTS AS STABILIZER COATINGS FOR NANOPARTICLE COMPOSITIONS
61684	MCINTIRE,G - ET AL -	08/312,725 275EP94	CONTROLLED PRECIPITATION OF PARTICULATE DIAGNOSTIC INAGING CONTRAST AGENTS
61894	LIVERSIDGE,G - ET AL -	08/365,267 280EC94	SURFACE MODIFIED ANTICANCER NANOPARTICLES
71869	BAGCHI,P - ET AL -	08/370,955 10JAN95	MICROPRECIPITATION OF NANOPARTICULATE PHARMACELITICAL AGENTS
71670	BAGCHI,P - ET AL -	08/370,998 10JAW95	CO-MICROPRECIPITATION OF NAMOPARTICULATE PHARMACEUTICAL AGENTS WITH CRYSTAL GROWTH MODIFIERS
71871	BAGCHI,P - ET AL -	08/370,928 10Jan95	MICROPRECIPITATION OF NANOPARTICULATE PH WMACRUTICAL AGENTS USING SURFACE ACTIVE MATERIAL DERIVED FROM SIMILAR PHARMACEUTICAL AGE
71872	BAGCHI,P - ET AL -	08/370,934 10JAN95	MICROPRECIPITATION OF MICROMANOPARTICULATE PHARMACEUTICAL AGENTS
67097	ucne, sm.J. - ET AL -	08/378,022 24JAN95	SULFATED MONIONIC BLOCK COPOLYMER SURFACTANTS AS STABILIZER COATINGS FOR MANOPARTICLE COMPOSITIONS

JAN 05, 1996

APPENDIX - A ASSIGNMENT OF CASES FROM EASTHAN KODAK TO PAPTICULATE PROSPECTS CORPORATION APPLICATIONS

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PITSS	INVENTOR(S) EICKNOFF, UM - ET AL -	NPPLNC/DATE 08/384,057 06FEB95	FORMULATIONS OF COMPOUNDS AS MANOPARTICLE DISPERSIONS IN DIGESTIBLE DILS OR FATTY ACIDS
70130	SIRIAMI, J	06/384,992 07FEB95	HYDRODYNAMICALLY OPTIMIZED VIALS FOR NAMOPARTICULATE SUSPENSIONS OF DRUGS
64730	WOME, S-M	06/385,502 06/EB95	DUAL PURPOSED DIAGNOSTIC/THERAPEUTIC AGENT
71762	MLDDY, SE - ET AL -	06/385,531 06FER95	ISOLATION OF ULTRA SMALL PARTICLES
69468	DECASTRO, L	08/386,028 09FEB95	A METHOD OF PREPARING STABLE CRUG MANOPARTICLES
70429	WORD, SUI-NING	08/386,026 09FEB95	SUGAR BASE SURFACTANT FOR MANOCRYSTALS
70433	EICKHOFF, UM	08/385,614 09FEB95	NAMOPARTICULATE MSAID POSITIONS .
69470	KELLY, DI	08/386,788 10FEB95	NAMOPARTICULATE DIAGNOSTIC DINERS AS X-RAY CONTRAST AGENTS FOR BLOOD POOL AND LYMPKATIC SYSTEM IMAGING
70903	FRANSON, NM - ET AL -	08/386,790 10FEB95	MILLED HAPROXEN WITH HYDROXYPROPYL CELLULOSE AS A DISPERSION STABILIZER
66793	DESIENO, MA - ET AL -	08/387,651 13FEB95	REDISPERSIBLE NANOPARTICULATE FILM NATRICES WITH PROTECTIVE OVERCOATS
71758	EICKNOFF, UM - ET AL -	08/388,088 14FEB95	FORMULATIONS OF COMPOUNDS AS MANOPARTICULATE DISPERSIONS IN DIGESTIBLE OILS OR FATTY ACIDS
69683	RUDOY, S - ET AL -	08/388,878 15FEB95	SITE-SPECIFIC ADNESION WITHIN THE GI TRACT USING NANOPARTICLES STABILIZED BY NIGH MOLECULAR WEIGHT T LINEAR POLY (ETNYLENE OXIDE) POLYMERS **SEE FN**
71707	RUDDY, SB - ET AL -	08/393,648 24FEB95	NAMOPARTICLES CONTAINING THE R(-) ENAMTIONER OF INUPROPER

PATENT

REEL: 7820 FRAME: 0155

JAM 05, 1996-

APPENDIX - A ASSIGNMENT OF CASES FROM EASTHAN KODAK TO PARTICULATE PROSPECTS CORPORATION APPLICATIONS

US .			
90CKET 71818	INVENTOR(S) WOME, UM - ET AL -	APPLNC/DATE 08/393,972 24FEB95	FOR MANOPARTICLES
72046	W000,R	08/394,103 24FEB95	AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS
72203	WIEDMANN, TS	08/393,973 24FEB95	AEROSOLS CONTAINING SECLOPETHAZONE NANOPARTICLE DISPERSIONS
66540	11116,0	06/401,397 09MAR95	NAMOPARTICULATE DIAGNOSTIC MIXED CARBONYLIC AMMYDRIDER AS X-RAY CONTRAST AGENTS FOR BLOOD POO CLAND LYMPHATIC SYSTEM IMAGING
61894	LIVERSIDGE,G - ET AL -	08/402,662 13MAR95	SURFACE MODIFIED MSAID PARTICLES
69147	osifo, ik	08/440,794 15MAY95	NAMOPARTICULATE ICO IPANIDE DERIVATIVES FOR USE AS X-RAY CONTRAST AGENTS
70429	wong, SUI-NING	08/444,796 19MAY95	SUGAR BASE SURFACTANT FOR NANOCRYSTALS
70001	Sinch, S	08/447,133 22MAY95	DIAGNOSTIC IMAGING X-RAY CONTRAST AGENTS
70537	SING, B	08/447, 132 2294Y95	3,5-BIS-ALKANOYL ANINO-2,4,6-TRIICDOBENZYL ESTERS
69602	CZEKAI,DA - ET AL -	08/491,539 15JUN95	METHOD OF GRINDING PHARMACEUTICAL SUBSTANCES
70432	MONG, SUI-NING	60/001,985 26.RJL95	METHACRYLATE BACKBONE SURFACTANTS IN MANOPARTICULATE FORMULATIONS
70321	ROBINSON, 8 - ET AL -	60/002,088 10AUG95	NOVEL 3-ANIDO-TRIIODOPHENYL ESTERS AS X-RAY CONTRAST AGENTS
70323	BACON, ER - ET AL -	60/002,103 10AUG95	TRIICDOALKYLPHENYL ESTERS AS NOVEL X-RAY CONTRAST AGENTS

JAN 05, 1996

APPENDIX - A ASSIGNMENT OF CASES FROM EASTHAN KODAK TO PARTICULATE PROSPECTS CORPORATION APPLICATIONS

US BLIB			
00CKET 67099	INVERTOR(S) LIVERSIDGE, G - ET AL -	APPLNC/DATE 08/366,841 300EC94	TITLE IMPROVED FORMULATIONS OF ORAL GASTROINTESTINAL DIAGNOSTIC X-RAY CONTRAST AGENTS AND GRAL GASTROINTESTINAL THERAPEUTIC AGENTS
71819	ELEOY, SE - ET AL -	08/366,518 300EC94	FORMULATIONS OF GRAL GASTROINTESTINAL THERAPEUTIC AGENTS IN COMBINATION WITH PHARMACEUTICALLY ACCEPTABLE CLAYS
69703	PLIDOY, SE - ET AL -	08/386,027 09FEB95	NOVEL BARIUM SALT FORMULATIONS STABILIZED BY NON- IGNIC AND ANIGNIC STABILIZERS
70779	- WARCERA, DN - ET AL -	08/388,097 14FEB95	PROCESS OF PREPARING LYMPHOGRAPHY CONTRAST AGENTS
72101	BOSCH, MA	08/388,092 14FE895	PROCESS OF PREPARING THERAPEUTIC COMPOSITIONS CONTAINING NAMOPARTICLES
72102	SHANSON, JR - ET AL -	08/388,099 14FEB95	PROCESS OF PREPARING X-RAY CONTRAST COMPOSITIONS CONTAINING NANOPARTICLES
61347	LIVERSIDGE, G	06/388,857 03APR95	ANTACID COMPOSITION AND METHOD OF PRODUCTION
72953	JONES, AM - ET AL -	60/004,072 21SEP95	NANOPARTICULATE PHENYTOIN FORMULATION
72993	DEGARAVILLA, L - ET AL -	60/004,488 295EP95	REDUCTION OF INTRAVENCUSLY ADMINISTERED NAMOPARTICULATE-FORMULATION-INJUCED AGVERSE PHYSIOLOGICAL REACT: ONS
72248	BOSCH, HA	60/002,102 10AUG95	NAMOPARTICULATE IODIPAMIDE FORMULATIONS FOR MEDICAL X-RAY IMAGE ENHANCEMENT
66540	illie,c	08/524,145 22AUG95	NAMOPARTICULATE DIAGNOSTIC MIXED CARBONIC ANATORIDES AS X-RAY CONTRAST AGENTS FOR SLOOD POOL AND LYMPHATIC STETEN INAGING
64616	BACON, E - ET AL -	08/558,925 13HOV93	ICOINATED WETTING AGENTS
61684	et al.	. G. 08/588.27 18JAN95 Cont. of US08/3	7 CONTROLLED PRECIPITATION OF PARTICULATE DIAGNOSTIC IMAGING CONTRAST AGENTS (12,725)
70545	Bacon, ER et al.	08 5 96 , 36 16JAN95	
	(Rule 62	Cont. of US08/2	265,590)
72046	Wood et al (Continuat	. 19JAN95 ion-in-Part of US	AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS 08/394,193 filed 24 February 1995)

ASSIGNMENT OF INVENTION

THIS Assignment is effective the 21 day of December, 1995,
BETWEEN Eastman Kodak Company, of 343 State Street, Rochester,
New York 14650, United States of America, a corporation of the State of New
Jersey (heroinafter the "Assignor"), who is the owner of the entire title in the
United States applications set forth in Appendix A and in the inventions
covered by said applications; and

Particulate Prospects Corp., of 343 State Street, Rochester, New York 14650, United States of America, a corporation of the State of Delaware (hereinafter the "Assignee"), who wants to acquire the entire title of Assignor in the aforesaid applications and the inventions covered thereby.

THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee its entire title in and to said inventions covered by said applications, and all corresponding patents and patent applications in countries other than the United States, and all reissues, divisions and extensions thereof and to any Letters Patent which have or may issue based thereon, all of which are encompassed herein by the term "Patents", including all claims for damage for past infringement thereof; the same to be held and enjoyed by Assignee, its successors, and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor had this assignment and sale not been made.

Assignor also agrees that it will, at Assignee's request, render such lawful cooperation and assistance as may be necessary for the proper maintenance and enforcement of said patents, provided, however, that Assignor may condition its compliance with such a request on Assignee's agreement to pay Assignor reasonable out-of-pocket expenses in connection therewith.

This document shall be construed, interpreted and applied in accordance with the laws of the State of New York.

IN WITNESS THEREOF, the parties have caused their respective corporate names to be affixed hereto and this instrument to be signed by their duly authorized officers as of the day and year written below.

	, I have hereunto set hand and seal this
22 day of January	, 1990.
	By AHA Peter Gles
(Corporate Seal)	Vice-President Director of Commercial Affairs
Witnessed by: Mary T	Product.
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IN WITNESS WHEREO	F, I have hereunto set hand and seal this
	1006
33 day of Januar	1900,
	7
	Particulate Prospects Com.
	y boylis le. Hoba
	Douglas A. Mabon
(Comprete Seal)	President
(Corporate Seal)	
Witnessed by:	COCCE.
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PATENT REEL: 7820 FRAME: 0159

RECORDED: 02/20/1996

EXHIBIT 4

Patent Assignment Abstract of Title

Total Assignments: 4

Application #: 08394103

Filing Dt: 02/24/1995

Patent #: NONE

Issue Dt:

PCT #: NONE

Publication #: NONE

Pub Dt:

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS

Assignment: 1

Reel/Frame: 007430/0713 Received: Recorded: 04/13/1995 Mailed: 06/02/1995 Pages: 2

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: WOOD, RAY W.

Exec Dt: 04/03/1995

DECASTRO, LAN

Exec Dt: 04/03/1995

BOSCH, H.W.

Exec Dt: 04/03/1995

Assignee: EASTMAN KODAK COMPANY

ROCHESTER, NY 14650-2201

Correspondent: J. JEFFREY HAWLEY

EASTMAN KODAK COMPANY

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 2

Reel/Frame: 007817/02

Received:

Recorded:

02/20/1996

Mailed:

05/18/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: PARTICULATE PROPECTS CORP.

Exec Dt: 01/22/1996

Assignee: NANOSYSTEMS L.L.C.

COLLEGEVILLE, PENNSYLVANIA 19426

Correspondent: EASTMAN KODAK COMPANY,

MARY E. REED

PATENT LEGAL STAFF

ROCHESER, NY 14650-2201

Assignment: 3

Reel/Frame: 007820/0153 Received: 03/06/1996

Recorded:

02/20/1996

Mailed:

05/21/1996

Pages: 7

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: EASTMAN KODAK COMPANY

Exec Dt: 01/22/1996

Assignee: PARTICULATE PROSPECTS CORP.

ROCHESTER, NEW YORK 14650

Correspondent: EASTMAN KODAK COMPANY

MARY E. READ

PATENT LEGAL STAFF

ROCHESTER, NY 14650-2201

Assignment: 4

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	PARTICULATE P	ROSPEC	rs corp.							
2.	Name and address of r	eceiving p	party(ies):							
Na	me: NANOSYSTEM	SLLC.	City:	Co	lege	ville.	State:	Pennsylvani	a Zip:	19426
3.	Nature of Conveyance	XA	ssignment.			Other.	· ·· ·			
	Execution Date: Jack (Effective date: D	•		Febr	uary (3, 1996				
	Application number(s) of the Assignment, unless sta	together wit	h a new applica	•				ent - Applicati		ion
5.	Name and address of p	arty to wh	nom corresp	onde	ence (concemi	ng docu	ment should b	e mailed:	
	Name: Mary E. Re	bad		Addı	ress:	Eas	tman Ko	odak Compan	y, Patent Le	gai Staff
	City: Rochester			SI	tate:	Ne	w York	Zip:	14650-220	1
8.	The total number of ap	plications	and patents							
7.	Total fee (37 CFR 1.21	h): \$2,	160	Enc	closed	X	Auth	orized to be c	harged to de	sposit account
8.	Deposit account number				e Tive	· · · · ·				
		(Att	ach duplicate c			ige if payin This spi		ill account)		
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			<i>:</i>							
9.	 Statement and signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. 									
	Mary E. Rea	ad	1	-1	170	(2) 2	(C)	Q_{ij}	Fehr	ary 16, 1996
-	Name of Person						nature		1 60/0	Date
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PATENT

REEL: 7817 FRAME: 0273

JAN 05, 1996

APPENDIX - A ASSIGNMENT OF CASES FROM PARTICULATE PROSPECTS CORPORATION TO NANO SYSTEMS L. L. C. APPLICATIONS

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66111	INVENTOR(S) BRUND, J - ET AL -	APPLNC/DATE 08/180,827 12JAN94	TITLE METHOD OF GRINDING PHARMACEUTICAL SUBSTANCES
70475	CZEKAI,DA - ET AL -	08/249,787 25MAY94	CONTINUOUS METHOD OF GRINDING PHARMACEUTICAL SUBSTANCES
68558 -	BACOM, ER - ET AL -	08/265,550 24JUN94	NANOPARTICULATE DIAGNOSTIC DIATRIZONY ESTER X-RAY CONTRAST AGENTS FOR SLOOD POOL AND LYMPHATIC SYSTEM IMAGING
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68175	HONG, S	08/267,082 28JUN94	SUTYLENE OXIDE-ETHYLENE OXIDE BLOCK COPOLYNER SURFACTANTS AS STABILIZER CONTINGS FOR NANOPARTICLE COMPOSITIONS
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71872	BAGCHI,P - ET AL -	08/370,936 10JAN95	MICROPRECIPITATION OF MICRONANOPARTICULATE PHARMACEUTICAL AGENTS
67097	WONG, SM.J.	08/378,022 24JAN95	SULFATED NONIONIC BLOCK COPOLYNER SURFACTANTS AS STABILIZER COATINGS FOR MANOPARTICLE COMPOSITIONS

JAN 05, 1996

71707

RUDDY, SB - ET AL -

ASSIGNMENT OF CASES FROM PARTICULATE PROSPECTS CORPORATION TO NAMO SYSTEMS L. L. C. APPLICATIONS

US			
DOCKET 71758	INVENTOR(S) EICKHOFF, WH - ET AL -	APPLNC/DATE 08/384,057 06FEB95	FORMULATIONS OF COMPOUNDS AS MANOPARTICLE DISPERSIONS IN DIGESTIBLE OILS OR FATTY ACIDS
70130	L, INNAIR18	08/384,992 07FE895	NYDRODYMANICALLY OPTIMIZED VIALS FOR MANOPARTICULATE SUSPENSIONS OF DELICS
64730	word, s-M	08/385,502 08FEB95	DUAL PURPOSED DIAGNOSTIC/THERAPEUTIC AGENT
71762	RLDOY, SB - ET AL -	08/385,531 06FEB95	ISOLATION OF ULTRA SMALL PARTICLES
69468 .	DECASTRO,L	08/386,028 09FE995	A METHOD OF PREPARING STABLE DRUG MANOPARTICLES
70429	WONG, SUI-NING	08/386,026 09FEB95	SUGAR BASE SURFACTANT FOR NANOCRYSTALS
70433	EICKHOFF, WM	08/385,614 09FEB95	NANOPARTICULATE MSAID POSITIONS
6 94 70	KELLY,OI	08/386,788 10FEB95	NANOPARTICULATE DIAGNOSTIC DIMERS AS X-RAY CONTRAST AGENTS FOR BLOOD POOL AND LYMPHATIC SYSTEM IMAGING
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66793	DESIENO, MA - ET AL -	06/387,651 13FEB95	REDISPERSIBLE NANOPARTICULATE FILM MATRICES WITH PROTECTIVE OVERCOATS
71758	EICKHOFF, WH - ET AL -	08/388,088 14FEB95	FORMULATIONS OF COMPOUNDS AS MANOPARTICULATE DISPERSIONS IN DIGESTIBLE OILS OR FATTY ACIDS
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08/393,648 24FEB95 NAMOPARTICLES CONTAINING THE R(-) ENANTIONER OF

ASSIGNMENT OF CASES FROM PARTICULATE PROSPECTS CORPORATION TO NAMO SYSTEMS L. L. C. APPLICATIONS

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DOCKET 71818	INVENTOR(S) LONG, SM - ET AL -	APPLNC/DATE 08/393,972 24FEB95	TITLE POLYALKYLENE BLOCK COPOLYNERS AS SURFACE MODIFIERS FOR MANOPARTICLES
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66540	ILLI e,c	08/401,397 09NAR95	NANOPARTICULATE DIAGNOSTIC MIXED CARBONYLIC AMMYDRIDES AS X-RAY CONTRAST AGENTS FOR SLOOD POO OLAND LYMPNATIC SYSTEM IMAGING
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70429	WONE, SUI-HING	08/444,796 19MAY95	SUGAR BASE SURFACTANT FOR NANOCRYSTALS
70001	SINGN, B	08/447, 133 22MAY95	DIAGNOSTIC IMAGING X-RAY CONTRAST AGENTS
70537	SING, B	08/447,132 22MAY95	3,5-818-ALKANOYL AMINO-2,4,6-TRIIODOSENZYL ESTERS
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70321	ROSINSON,S - ET AL -	60/002,088 10AUG95	NOVEL 3-AMIDO-TRIIODOPNENYL ESTERS AS X-RAY CONTRAST AGENTS
70323	BACOM, ER - ET AL -	60/002,103 10AUG95	TRIICOGALKYLPHENYL ESTERS AS NOVEL X-RAY CONTRAST AGENTS

APPENDIX - A ASSIGNMENT OF CASES FROM PARTICULATE PROSPECTS CORPORATION TO NAMO SYSTEMS L. L. C. APPLICATIONS

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	71619	- ET AL -	08/366,518 300EC94	FORMULATIONS OF GRAL GASTROINTESTINAL THERAPEUTIC AGENTS IN COMBINATION WITH PHARMACEUTICALLY ACCEPTABLE CLAYS
ı	69703	RUDOY, SB - ET AL -	08/386,027 09FEB95	NOVEL BARIUM SALT FORMULATIONS STABILIZED BY NON- IONIC AND AMIONIC STABILIZERS
	70779	HARCERA, DM - ET AL -	08/388,097 14FEB95	PROCESS OF PREPARING LYMPHOGRAPHY CONTRAST AGENTS
	72101	BOSCH, HM - ET AL -	08/388,092 14FEB95	PROCESS OF PREPARING THERAPEUTIC COMPOSITIONS CONTAINING MANOPARTICLES
	72102	SHANSON, JR - ET AL -	08/388,099 14FEB95	PROCESS OF PREPARING X-MAY CONTRAST COMPOSITIONS CONTAINING MANOPARTICLES
	61347	LIVERSIDGE, G - ET AL -	08/388,857 03APR95	ANTACID COMPOSITION AND NETWOO OF PRODUCTION
	72953	JONES, AY - ET AL -	60/004,072 21\$EP95	NANOPARTICULATE PHENYTCIN FORMULATION
	72993	DEGARAVILLA, L - ET AL -	60/004,488 298EP95	REDUCTION OF INTRAVENOUSLY ADMINISTERED NAHOPARTICULATE-FORMULATION-INDUCED ADVERSE PHYSIOLOGICAL REACTIONS
	72248	Bosch, XV - et al -	60/002,102 10AUC95	MANOPARTICULATE IGDIPANIDE FORMULATIONS FOR MEDICAL X-RAY IMAGE ENHANCEMENT
	66540	ILLIG,C	08/524,145 22AUG95	MANOPARTICULATE DIAGNOSTIC MIXED CARSONIC ANNYDRIDES AS X-RAY CONTRAST AGENTS FOR SLOOD POOL AND LYMPHATIC SYSTEM IMAGING
	64616	BACON, E - ET AL -	08/558,925 13kov95	ICOINATED WETTING AGENTS
	61684	McIntire, et al. (Rule 62		6 DIAGNOSTIC IMAGING CONTRAST AGENTS
	70545	Bacon, ER et al.	08 586, 16 JAN9	363 2,4,6-TRIIODO-5-SUBSTITUTED-AMINO- ISOPHTHALATE ESTERS USEFUL AS X-RAY CONTRAST AGENTS FOR MEDICAL DIAGNOSTIC IMAGING
		(Rule 62	Cont. of US	

72046 Wood et al. 19JAN96 AEROSOLS CONTAINING NANOPARTICLE DISPERSIONS (Continuation-in-Part of US 08/394.103 filed 24 February 1995)

ASSIGNMENT OF INVENTION

THIS Assignment is effective the 21 day of December, 1995,
BETWEEN Particulate Prospects Corp., of 343 State Street,
Rochester, New York 14650, United States of America, a corporation of the
State of Delaware (hereinafter the "Assignor"), who is the owner of the entire
title in the United States applications set forth in Appendix A and in the
inventions covered by said applications; and

NanoSystems L.L.C., of 1250 South Collegeville (load, Collegeville, Pennsylvania 19426, USA, a corporation of the State of Delaware (a Limited Liability Company) (hereinafter the "Assignee"), who wants to acquire the entire title of Assignor in the aforesaid applications and the inventions covered thereby.

THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor does hereby assign unto Assignee its entire title in and to said inventions covered by said applications, and all corresponding patents and patent applications in countries other than the United States, and all reissues, divisions and extensions thereof and to any Letters Patent which have or may issue based thereon, all of which are encompassed herein by the term "Patents", including all claims for damage for past infringement thereof; the same to be held and enjoyed by Assignee, its successors, and assigns, as fully and entirely as the same would have been held and enjoyed by Assignor had this assignment and sale not been made.

Assignor also agrees that it will, at Assignee's request, render such lawful cooperation and assistance as may be necessary for the proper maintenance and enforcement of said patents, provided, however, that Assignor may condition its compliance with such a request on Assignee's agreement to pay Assignor reasonable out-of-pocket expenses in connection therewith.

This document shall be construed, interpreted and applied in accordance with the laws of the State of New York.

IN WITNESS THERECF, the parties have caused their respective corporate names to be affixed hereto and this instrument to be signed by their duly authorized officers as of the day and year written below.

IN WITNESS WHEREOF,	I have hereunto set hand and seal this
22 day of January	, 19 96.
	Particulate Prospects Corp.
	By bough (1 Maton
	Douglas A. Mabon
(Carparate Stal)	President
Witnessed by: Mary 71	Piece.
IN WITHEOG WILLEDEOF	I have because set hand and seal this
_	I have hereunto set hand and seal this
day of Fesquare	, 1996,
	NanoSystems L.I.C.
	By Mary & Sten-
	Larry A. Sternson
(Serporate Seel)	President
Witnessed by:	
G. Wort W. R	wal man

EXHIBIT 5

Patent Assignment Abstract of Title

NOTE:Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO staff.

Total Assignments: 2

Patent #: 6264922 Issue Dt: 07/24/2001 Application #: 08948216 Filing Dt: 10/09/1997

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: NEBULIZED AEROSALS CONTAINING NANOPARTICULATE DISPERSIONS

Assignment: 1

Reel/Frame: 010797/0486 Recorded: 05/05/2000 Pages: 15

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: NANOSYSTEMS, L.L.C. Exec Dt: 10/01/1998

Assignee: ELAN CORPORATION, PLC

LINCOLN HOUSE, LINCOLN PLACE

DUBLIN 2, IRELAND

Correspondent: FOLEY & LARDNER

MICHELE M. SCHAFER
WASHINGTON HARBOUR

3000 K STREET, N.W., SUITE 500 WASHINGTON, D.C. 20007-8696

Assignment: 2

Reel/Frame: 010797/0501 Recorded: 05/05/2000 Pages: 17

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: ELAN CORPORATION, PLC Exec Dt: 10/01/1998

Assignee: ELAN PHARMA INTERNATIONAL LIMITED

WIL HOUSE, SHANNON BUSINESS PARK

SHANNON, CO. CLARE, IRELAND

Correspondent: FOLEY & LARDNER

MICHELE M. SCHAFER 3000 K STREET, N.W.

SUITE 500

WASHINGTON, DC 20007-8696

Search Results as of: 02/03/2004 10:51 AM

FORM PTO-1888 (modified)	U.S. DEPARTMENT OF COMMERCI
(Nev +ex) REC(IEEE TEET	Potent and Yndersenk Offic
<u>5.500</u> 1013	64077 ————
To the Commissioner of Patents and Traumissions. Fress	w recurs the attached original documents or copies thereof.
1. Name of conveying party(ies):	2. Name and address of receiving party(ies):
Manosystams, L.L.C.	Elan Corporation, PLC Lincoln House, Lincoln Place Dublin 2, IRELAND
Additional conveying party(les) 370	
3. Nature of conveyance: ASSIGNMENT	
Execution Date: October 1, 1998	Additional name(s) & address(es) attached? MO
4. Application number(s) or patent number(s):	Traditional intiliates at arminessias) attached?
If this is being filed together with a new application, th	e execution date of the application is: #/A
A. Patent Application Number(s):	B. Patent Number(s):
08/948,216	
A delades of second	here attached? MC
	bers attached? IFC
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications/patents involved:
	7. Total fae (37 C.F.R. 5 3.41): \$40.00
Michele M. Echafer	
FOLKY & LARDHER	₹ Check Enclosed
Washington Harbour	Observa de denoció percente
3000 E Street, M.W., Suite 500	Charge to deposit account
P.O. Box 25696	8. Deposit account number: 19-0741
Washington, D.C. 20007-8696 2/2000 JEMBEZZ 0000072 00944215 DO NOT US	E THIS SPACE
C1581 (40.40 P)	
9. Statement and signature:	oing information is true and correct and any attached copy
total and dependent in the Commission	a B licious encionaria
is a true copy of the original document. The contained in this matter to the above-ide	entified deposit account.
Michele M. Schafer Michile	My 5,2000
Name of person signing	Signature
	the second section and document: 15
	s including cover sheet, attachments, and document: 15



ASSET PURCHASE AGREEMENT

by and between

NANOSYSTEMS L.L.C.,
EASTMAN KODAK COMPANY

and

ELAN CORPORATION, PLC

Dated as of August 21, 1998

MAI 335: 24421





SCHEDULES TO DISCLOSURE STATEMENT

Schedule 1.1(a)	Equipment
Schedule 1.1(b)	NanoSystems Real Property
Schedule 1.1(c)	NanoSystems Intellectual Property
Schedule 3.8	Capitalization
Schedule 3,10	Absence of Change
Schedule 4.5	Consents
Schedule 4.6(a)	Intellectual Property Infringements
4 5	Intellectual Property Restrictions
Schedule 4.6(b)	Material Contracts
Schedule 4.8(a)	
Schedule 4.8(b)	Contracts: Breaches/Events
Schedule 4.8(c)	Certain Contracts
Schedule 4.9	Maraefacturing Rights
Schedule 4,10	Administrative Actions
Schedule 4.13(a)	Benefit Plans
Schedule 4.13(f)	Payments Resulting from Transactions
Schedule 4.14(b)	Environmental
Schedule 4,17(c)	Commitments Since 12/3 1/97
Schedule 4.17(g)	Severance Payment
Schedule 4.20	Undisclosed Liabilities
Schedule 4.21	Insurance ·
Schedule 4.22	Year 2000 Compliance
Schedule 5.2	Commitments Prior to Closing
Schedule 5.5(a)	Severance Plan
Schedule 5.5(b)	Kodak Employee
	Consents
Schedule 6.1(c)	A4: 22

EVENTET A Warrant Apreement

Schröule.
1.1(C).

NY12528: 97445.11

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SCHEDULE 1.1.e

	and Granted gust 20, 199	Patents	
Title of invention	Caustry	Patent/Apple. No.	Status
aresols Centelning Reciementations	UA	Famil No. 3,747,001	Granted
(Taskutana nakasasa	Carret	Apple. No. 2,213,645	Pending
	Basages	Apple. No. 94904547.1	Parket
	Janes 1	Apple No. 5-525765	Testal
Lernonis Containing Nanopertentally (1995)	The same of	A STATE OF THE PARTY OF THE PAR	
,	Canada	Apple No. 2,213,634	Product
	Extops	Apple, No. 94904546.3	Funding
	Jajan	Apple No. 1-325798	Pending
Nameryculline Formulations of Human Insumdeficiency Virus (HIV) Protense Inhibitors Using Cathologie Surface Stabilizers and Methods of Making Such	LLE	Apple No. 08/890,402	Per diag
Permulations	PCT	FCT/UE9U14097	Pending
Photosacoulcal Compositions Containing Polyalkylane Block Copolymens Which Gol	U.K.	Fatent No. 5,365,188	Greated
at Physiological Temperature	U.I.	Falsat No. 5,765,194	Granted
	Canada	Apple, No. 2,213,663	Pending
	Europe	Apple No. 94907013.1	Feeding
	Japen	Apple. No. 6-525863	Pending
Nanoparticles Containing the R(-)	U.E.	Falcal No. 3,718,919	Gmated
Formulations of Croi Clastrointestical Thereposis Agents in Combination with	UL	Falsest No. 3,585,106	Granted
Planmacratically Asseptable Clays Misospericulate	UL	Falson No. 5,360,932	Granted
Managerieri Arenti	U. S.	Patent No. 5,503,723	Granital
Nameparticulate Diagnostic Mixed Carbonic	U.K	Faters No. 5,543,352	Granted
Blood Feel and Lymphasic System Iranging	U. L.	Palms No. 5,472,683	Clathan
	U.S.	Patrick No. 5,573,749	Granted
	03.	Fame No. 3,322,679	Grantos
Ledissied Areylesy Esters	U.S.	Patent No. 5,466,433	Uranica
Mathed of Grinding Pharmacautical	U.S.	Fatest No. 5,512,187	
Substances	Argentina	Apple. No. 324,206	Feeding Granted
	Australia	Fater No. 660852	Pending
1	Canada	Appla No. 2,107,400	Grasine
	Taiwas Check	Februar No. NJ-45476 Apple. No. 91/1277	Fending
A	Republic	1-1- Ve 61202763.8	Panding
	False	Apple, No. 93202793.6 Patent/Apple, No. 934320	Jending

1

PATENT REEL: 010797 FRAME: 0489

SCHEDULE 1.1.s

Pendin	stellertual Pr g and Grants Lugust 20, 19		
Title of Invention	Coratry		Status
Arthol of Granding Pharmaceutica)	Hungary	Fater No. 218023	Gastel
	Japan	Apple. No. 242497/93	Fraday
	South Kares	Apple. No. 23354/53	Product
S.	Malaysia	Polent No. 114-108-AT S-A	Green
	Mexico	Apple No. 51-5443	Prading
•	New	Franci No. 3(111)	Cramed
•	Nagway	Apple. No. 53-23719	Pending
	Philippines	Apple, No. STATES	Produce
	Rassia	Frient/Apple, No. 93/52898	Produc
	Elevelt Republic	Apple No. PV 1301/83	Feeding
	Ukrales	Apple, No. 93/3406	Tradical
	Venumeia	Apple No. (4LC4)	Pending
Lodispersible Manaparticulate Film Marices With Protective Oversus	U.E.	February No. 5,375,783	Canada
	Cameda	Apple, No. 2,212,203	Janding'
	Ettrape.	Apple No. 54904812.7	Frad N
	Japan	Apple No. 1-525046	Pendag
delinated Armonde Compounds delinat in Radice Particle Size Growth	0.8.	Fatest No. 3,334,167	Granted
Pering Lyophilitation	U.E.	Patent No. 5,362,461	Granted
relianted Bengayi Acetals and Kalals for X- by Imaging	U.K.	Patient No. 5,130,739	Grandes
emmissions of Compounds as Compositionism Dispursions in Digestible Oils or Farty Acids	U.A.	Patent No. 5,371,536	Granted
	U.S.	Falent Na. 5,540,931	Granted
· · · · · · · · · · · · · · · · · · ·	Canada	Apple. No. 2,397,304	Proding
	Europe	Appla. Na. \$6901332.3	Pending
	Japan	National Plans Apple, of PCT/UE96/01433	Pending
las of Non-Jonis Cloud Feins Modifiers to dinimins Nanoperticulate Aggregation Auring Sterflinstion	U.L.	Frank No. 5,346,763	Granted
he Use of Tylenspol as a Nanoparticle sobilizer and Dispersent	U.S.	Falcit No. 5,429,324	Cranted
	Algentins	Applied Mary 21 (199	Pending
	Australia	Februsi No. 44445	Pending
	Talwas	Apple, No. 2,162,192 Apple, No. 22102788	Francisco
	Bureps	Apple No. 15263361.7	Feeding
·	Falsad	PallApple No. 83/3383	Pending
;	Hungary	PILLAPPIA No. PISCISSA	Pending
	leres!	Apple No. 93/107674	Proding
	Japan	Apple, No. 210/96/83	Pending
	Keuth Kares	Apple. No. 22700/33	Pending

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SCHEDULE 1.J.s

NanoSystems In	tellectual Pro	perty Perticile of	" "s baption or a
	and Greater		
	Egust 26, 19		
Title of Invention	Country	Patent/Apple. Ne.	Status
he Use of Tylesapel as a Nanoparticle Sublibut and Dispenses	Makyek	Apple, No. P1 9302436	Greated
	New Zealand	Felest No. 248726	Granted
•	Narway	Apple, No. 3934434	Punding
	Pallapas	Femal No. 29017	Grant
	State In.	Apple No. 93854941,00	Pending
	Blovek Republis	Apple No. PV 1434-93	Product
	Ugate	Apple. No. 41001742	Findle
adjected Areyloxy Carbon emides	U.S.	Fatest No. 5,260,478	Constant
	Argentas	Apple No. 124,628	Feeding
	Australia	Fairel No. 643442	Creation .
	Casada	Apple. No. 2,107,397	Prodel
	Taitran	Jainest Na., NJ-072517	Greated
	Hungary	Pel.Apple. No. P9303475	Heapty
	lend	Apple: No. 93/107054	· Granies
	Japas	Apple No. 210913/93	Pending
	South Kares	Appla No. 93/21154	Pending
	Malaytia	Fatest No. MY-108,203A	Granted
	New Zooland	Patrat Na. 241431	Ciratina
	Philippines	Patent No., 30136	Greated
	Ukralas	Apple, No. 83/3469	Practing
	Vesemels	Faint No. 1384/93	Granted
-Ray Contrast Compositions Useful in ledital Imaging	U.K.	Patrick No. 5,431,393	Granted
	U.E.	Patent No. 5,311,767	Greated
	Entale	Apple, No. 92200132.4	Femilia
es of Jurified Surface Madifiers to reveat Particle Aggregation During terilization	0.3.	Patent No. 5,352,459	Granied
	Arguatina	Apple, No. 124,525	Fending
	Talves	Apple, No. 82109723	Pending
	James	Apple, No. 286472/33	Pending
	South Kores	Apple No. 81/2/383	Pending
	Mahyeta	Apple No. 9 (\$302539) Apple No. 937381	Produce
•	Mexico New .* Zashad	Fatent No. 250116	Granasi
	Philippines	. Apple, No. 47231	Funding
	Knots	Apple, No. 33/33883	Pening
	Blovak Republic	Apple: No. 30 1416/93	Feeding
ermulations of Nanoperticulate Napreses	UA	Apple. No. 08/800,006	Pending
Tablets	PCT	FCT/US94/01384	Pending

SCHEDULE 1.1.c

	tellectual From and Grantes	operty Portfolio of A Patents	
	August 20, 19		
Title of Invention	Country	Patent/Apple. No.	States
	U	Apple, No. 04494,754	
Reduction of Infrareneusly Administrated Nanaparticulain Formulation Induced Advance Physiological Resctions	0.5	NAME AND DESCRIPTION	(Allowed)
	Canada	FCT/US96/15300	Pending .
	Entoks	PCT/US96/15300	Pending
	Japan	NC7/UE94/15300	Pending
Process of Propering X-Ray Contrast Compositions Constituing Nanopasticine	T.	Fasted No. 5,543,133	Granted
Buylene Chide-Ethylene Chide Minch Capelymer Serfathers are Stabilizer Coatlege for Nemoperticle Compositions	U.S.	3,387,143	Grand
	Argentine	Apple No. 132,253	Practing
	Alegand	Apple No. 18340/45	Pendine
•	Canda	Apple No. 2, 193, 303	Pending
•	Talmas	Apple. No. 8400107531	Fracing
	Extens	APPL No. 15933 Editor.	Pending
	Financia	PHUAPPL NE SCHOOL	Fenciling
·	itreal	Famor/Apple, No 95/114354	Pasting
•	Japan	Apple: No. 503203794	Pending
	Malaysia	Apple, No. 77 9301774	Pending
•	Negrety	Apple, No. 7 945455	Pending
	Philippines	Apple Ne. 30509	Pending
	Venestiela	Apple No. 93/1026	Panding
Meibod of Grinding Pharmacourical Substances	U.S.	Apple. No. 02/451,535	Pending (Allowed)
•	Argentine	Apple, No. 331,938	Pending
	Cassas	Apple, No. 2, 190, 346	resting
	Taiwan	Apple, No. 84184440	Pending
	Estropa	Apple, No. 53313413.4	Alumed
	arad .	Apple, No. 95/113452 Apple, No. 534352/93	Peruting
	Japan Malaysia	Apple, No 21 1501374	Pending
	Philipping	Apple, No. 50573	Produce
<i>∶</i>	Venezoela	_ Apple. No. 0853-95	Pending
Navaparticulate Diagnostic Directs as X- Ray Contrast Agents for Blood Pool and	U.S.	Februar No. 3,300,204	Gmated
Lymphatic Symm Imaging	<u> </u>		
Marked of Francing Stable Drug Namesartisise	U.S.	Peterst No. 3,334,270	Grand
Sufficient as Stabilizer Coatings for	U.3.	Friess Na. 5,369,448	Cranted
Namoparticle Compositions Tedinand Areanis Propositions	U.S.	Frunt Ro.32FL810	Grassed
teathress Atains a toleran	U.L.	Patrick No. 5,338,464	Crassid
lectured Arcylony Commes	U,X.	Fatore No. 5,418,113	Greated

SCHEDULE I.L.

Pending	tellectual Propagate and Grante Brust 20, 19		
Title of invention	Country	Patent/Appla No.	Status
pil Perpuse Diagnostis/Therepeutic Agust gijng a Tri-Indiasted Besseyi Group blad to a Counselle	U.E.	· Fatest No. 3,643,330	Genetal
proved Formulations of Oral photosthal Digmostic X-Ray Contract prote and Oral Controlatestical propertie Agents	0.3	Futerst No. 3,528,581	Granted
3.	U.S.	Apple No. 01/815,346	Pending.
properties has ladipartide Derivatives for the X-Ray Contract Agents	U.S.	Patent No. 5,521,218	Cleaning
Neperterias Diagnetic Diagneticary Estat Kry Contract Agents for Blood Paul and Impatic System Imaging	0.1.	Fateni No. 3,525,328	Greated
prime Sak Francistons Stabilized by pyrionic and Anionic Stabilizary	0.3.	Felont No. 3,593,637	Greated
oter Insolible Non-Magaelle Mangaelle griefer as Magaelle Resonance duncement Agests	10.94	Femal No. 5,401,452	Grantis
evel Farmulation for Nanoparticulate X- ry Bland Pool Contract Agents Unlag gh Maloculus Weight Non-Jonie erfectants	U.S.	Fatient No. 5,324,552	Granted
	U.S.	Fatmat Ho. 5,447,710	Chantes
e s/ Ionic Cloud Point Medillers to event Particle Aggregation During exilization	0.3.	Februar Na. 5,254,262	Granted
e of Charged Phospholipide to Reduce	U.S.	Fates 1 No.3,470,583	Granted
os ses of Preparing Therapeutic cospecitions Containing Nanoperticies	U.S.	Patent No. 5,310,118	Greated
auparticulate NSAID Formulations	U.B.	Falent No. 5,318,738	Granter
	Canada	Apple. No. 2,312,779	Panding
	Larope	Apple. No. 96905181.2 (to be sumpleted in all EP designated occurries)	(Allowed)
	Japan	Apple. No. 8-124368	Pending
strupteriplicities of Nasoperticulate structurities Agents	U.S.	Frant No. 3,540,932	Granted
eropercipitation of Nazoperticulate permanentical Agents Using Surface (the Material Derived From Similar	U.S.	Patent No. 3,716,643	Granted
Armsontical Agents - Microprocipitation of Nanoparticulate - Microprocipitation of Nanoparticulate - Microprocipitation with Crystal Growth	U.S.	Fateral No. 3,643,331	Grasted
Militers - Misroprecipitation of Nanoparticulate - Misroprecipitation with Crystal Growth	U.S.	Falent No. 1,542,543	Granted
ediffers office Medified Drug Nanoparticles	U.S.	Fatent No. 5,143,584	Granted
eries Medified Drug Nanoparticies	Argentine	Apple. No. 92/321681	Penerng

SCHEDULE 1.1.4

NanoSystems Pendis	eg and Grant		
Title of Invention	August 20, 1:		
Surface Modified Drug Nanagaricas	Australia		States
	Capada	Fatels No. 654836	Grante
		Apple No. 3858432	Pending
	Calls	Apple. No. 52074	T-made 4
	Calendra	Falset No. 2003	Canada
•	Sarape	Apple. No. 1226153.2 Publication No. 491299	Francisco
•	Pinland	Pat. Apple. No. Edit	Peoples
_ ·	Huegary	PatriApple: No. 22-224	
	belon	Apple No. 53-017	
	brook	Patenti Apple, No. 188754	Inde
	Japan	Apple, No. 22/1/226	Control
·	South Korns		
	Malayeta	Apple No. 52/1077	-
*	Mexico	Patent No. 167-16134-A	Grant
	New	Falsad No. 176343	Granted
	Zesland	Petent No. 341342	Gerand
·	Nervey	Apple, No. 92-00134	Allewed
	Philippines	Palmit No. 25049	Granted
• •	Ransia	Pat. No. 2004133	Granies
	Shippers	Apple, No. 1404341-3	Females
	Talwas	Fatest No. NE-071313	Circula
the Medified Anticones Nanoparticles	Uik	Patent No. 1/12/44	Orama
	基本等	THE RESERVE OF THE PARTY OF THE	Sec. Comment
	Villastas	Apple No. 37/323-238	Feeding
	Amtelo	Period No. 675432	Created
	Chada	Apple. No. 2656343	President
	Republic	Apple. No. PV 131693	Peeding
•	China	Apple. No. 93 (diesel)	Pending
	Zurope	Apple No. 93201EE1.] Publication No. 577215	Pending
	Finland	6 Pat./Apple. No. 503040	Pending
	Hungary	Pat/Apple. No. PSX1917	Pending .
· (5)	[state]	Patent/Apple, No. 104 (34	Table 1
	Japan	Apple, No. 93/138808	Tendby .
	South Kares	Apple, No. 83/12247	Pending
•	Malaysia	Apple No. 31 9301273	(allowed)
	Mexico	Apple, No. 933930 Patent No. 243042	Constant
	New Zaskad		
	Nerwsy	Applia, Na. 93-1403	Peading
يعار	Philippines	Patent No. 30104	Grand
	Rustia	Apple, No. 93846216	Pendag
	2 pulsabets	Apple. No. 9603603-6	Tend to 1
	Republic	PV 0681-93	Transley
	Tatwas	Potent Na. NI-079294	Grustad
	Usreine	Apple. No. 5300437	Pending

Title of invention	ngust 20, 19		
urbes Mudified Anticases Nanoparticles	Country	Patent/Appin, No.	Status
urbes Modified NEALD Nemoparticles	Venezzela	PAUAPPE No. 6849-01	Pendite
RESERT MODERN MAYETT LANGUAGE	US	Frest No. 1333,160	Green
	Ameralia	Frank No. 677783	Grante
·	Ymria	Autopeas Passal	National
		No. 644 723	Registration
			of 13 644 7
•	Sugres	Emoban Jours	National
		Na. 644 735	Registratio
- 1			of 20 644 7
	Carada	Apple. No. 2118317	Pending
	Destruct	Buropera Patent	Netice
•		No. 644 755	Registration
			CE 64 7
	Europe	European Fabrus	Granted
		No. 644 755	
	Primer	Interpreta Patagi	National
		No. 644 753	Registration
			d IP 644 75
	Germany	European Palent	National
1		No. 644 755	Registration
1			d 27 644 7
	Cirece	Deropeno Patent	Nettenal
		No. 644 735	Resistration
			of BP 644 7
1	Hungary	PasiApple, No. 94-3543	Fradag
• 1		No. 644 755	Granted
		Irish Patent No. 1272403	
	Inly	European Patent	Netional
418.		No. 644 715	Registration
			of BP 644 75
	Japan	Aypla, No. 94/501513	Panding
	Curempond	Estopesis Falent	National
4		No. 644 755	Registration
1	Versen		of KP 644 75
(4)	Masses	No. 644 755	National
• 1		· · · · · · · · · · · · · · · · · · ·	Registration of EP 644 75:
<u>}-</u>	Marie	Apple, No. 53-3452	Ponding
	Netherlands	Extended Print	Neten
		No. 644 755	Registration
		and the second second second	of BP 644 75
F	Pertugal	European Patent	National
		Na. 644 755	Registration
<i>;</i> <u>t</u>			of EP 644 75
	Spein	European Patent	National
	1	Nu. 644 735	Registration of NP 644 755

Pending	tellectual Pr and Grante agust 20, 19	91	
L' Title of Invention	Country	Patent/Apple. No.	Status
Modified NEAD Nanoparticles	Sweding	No. 644 755	National Registration of EP 644 755
	Switzerland	No. 644 755	Granted
	, United Kingdom	No. 644 755	National Registration of NP 644 755
Monoporticies Stabilized by Right Weight Weight, Linear Poly(ethylenic	U.B.	Putent No. 1,310,576	Greated
Miles Integral X-Ray Contrast Agents	U.S.	Fainst No. 5,571,750	- Characterist
his last d Surfactors for Manageria is	· UI	Fatest No. 1,421,538	Granted
House of Cral Castrolnius in History Contrast Agents in History with Pharmoneutically his Clays	U.E.	Februar No. 3,464,445	Chanted
Napreses with Hydroxypropyl	U.S.	Femal No. 5,391,436	Graniel
Militade J-Enhantstad Amino- Militade Esters Useful as X-Ray Maria Agents for Madical Diagnostic	U.S.	Peters No. 5,570,136	Greated
Andrewsyl Research	UL	Patent No. 3,503,916	Cinated
photous Method of Origiding	U.S.	Patent No. 5,718,311	Granted ·
	Argentina	Apple. No. 331,337	Fending
·	Canada	Apple, No. 2,190,134	Fending
•	Talwas ·	Apple No. 1410363	Pending
N .	- Interpre	Apple. No. 95919062.5	Pending
	Atvo	Apple, No. 113831	Property and
	Japan	Apple No. 93/330317	Pending
	Malayata Philippinas	Apple, No. 91 9301373 Apple, No. 93/30574	Produce
	Vancanala	Apple, No. 9854-95	Produc
Mollylphenol Esters as Nevel X-Ray	U.K.	Apple No. 08/677,708	Pauling
Speak Agends will J. Amide-Trilodophuny! Esters as X- g/Cuntrest Agends	U.S.	Fatural No. 5,665,166	Granted September 16, 1997
potter Copolymen and a Process for yearing Them	USE	Apple No. 08/134,119	Pending
	Argestine	Apple, No. 331,133	Pending
E .	Canada	Apple, No. 2,307,319	Fending
	Talwas	Apple, No. 1400/12792	Produg
3 *	Elizabe	Apple. No. 855043204	Popular

SCHEDULE 1.1.s

Pending	and Grantes ugust 20, 19	18	
Title of Invention	Country	Paleat/Appin. No.	Status
ation Them	Twee	National Phase of PCT/EP94/04263	Funding
	Japan	National Phone of PCT/RP94/04261	Finding
	Maleyela	Apple, No. 77 9500032	Pending
	Maries	Apple. No. 95 1 133	- Frading
50	Philippinis	Apple, Ne. 50838	Pending
	Great Brindti	Penest No. 2283977	Greens
	Venezuela	Apple: No. 95/324	Pending
mindens Acetalite, Compositions prising the Rhombohedul Crystelline of Triancipologo Acetalide, Methods alias and Using Such Compositions, Methods of Making Nanocrystelline positions of Totogonal Crystelline of Triancipologo Acetanicie	W.	Apple No. 02/941,281	Feading
to ble Fermulations of Nepressan	U.S.	Apple, No. Unknown (filled on August 13, 1998)	Pending



the Acquired Assets are subject, other than in the case of clauses (ii) and (iii) any conflict, breach, default, termination, cancellation, acceleration loss, violation or Encumbrance which, individually or in the aggregate, would not have a Material Adverse Effect or materially impeir or delay Seller's ability to perform its obligations hereunder.

- 4.4 Binding Effect. This Agreement constitutes a valid and legally binding obligation of Seller embreaship in accordance with his terms, subject to bankruptcy, insolvency, reorganization, moratorium and similar laws of general applicability relating to or affecting creditors' rights and to general equity principles.
- 4.5 Consent and Approval. Except as required by the H-S-R Act, no consent, approval, waiter or amborization is required to be obtained by Seller from, and no notice or filing is required to be given by Seller to or made by Seller with, any Federal, state, local or other governmental authority or other Person in connection with the execution, delivery and performance by Seller of this Agreement other than those the failure of which to obtain, give or make would not have a Material Adversa Effect or materially impair or delay the shility of Seller to effect the Closing.
- 4.6 Intellectual Property. To the best Knowledge of Seller, Seller owns or has the right to use all of the Intellectual Property included in the Acquired Assets constitutes all of the Intellectual Property necessary to conduct the Business as currently conducted. Schedule 1.1(c) contains a worldwide list of all patents, trade names, trademarks and service marks, and applications for the foregoing owned or possessed by the Seller and true and complete copies of all such materials have been made available to Buyer. Seller has taken all action reasonably necessary to establish and protect its interest in and to the NanoSystems Intellectual Property. To the Knowledge of Seller, (i) Seller's products do not infining on or otherwise violate the Intellectual Property of any other Person, and (ii) no Person is challenging, infinging or otherwise violating the NanoSystems Intellectual Property. Except as set forth in the Contracts listed on Schedule 4.6(b), there is no limitation on Seller's ability or right to license any of the NanoSystems Intellectual

NY12528: 97445.11

-17-

Property to any Person All issued patents and registered trademarks and service marks: award by Seller are recorded on the public record solely in the name of Seller.

4.7 Title to and Condition of Tanable Processy Seller has good title to, or a valid and binding leasehold interest in, the tangible property included in the Acquired Assets, free and clear of all Encumbrances, except (i) liess for Taxes, assessments and other governmental charges (a) not yet due and payable or (b) being contested in good faith by appropriate proceedings and for which adequate reserves bavebeen established, and (ii) Encumbrances which, individually or in the aggregate, would not have a Material Adverse Effect. Upon the communication of the transactions contemplated hereby, assuming Buyer is a bone fide purchaser for value with no knowledge of an adverse claim, Buyer will acquire good title to the tangible property included in the Acquired Assets, free and clear of all Encumbrances, except for the exceptions in clauses (i) and (ii) of this Section 4.7. The tangible property included in the Acquired Assets is in all material respects in good working condition, ordinary wear and tear excepted.

Contracts

- Schedule 4.8(a) sets forth a list, as of the date hersof, of each Contract that is material to Seller. Each such Contract is a valid and binding agreement of Seller or its Affiliates and is in full force and effect.
- To the Knowledge of Seller, there has been no material breach or default under any Comract listed on Schedule 4.8(a) except for defaults that have been cured or waived and breaches and defaults which are not material. No event has occurr with respect to Seller which, with notice or lapse of time or both, would constitute a material breach, violation or default, or give rise to a right of termination, cancellation, foreclosure, imposition of a lien or penalty, prepayment or acceleration under any such Compact.
- (c) Seller is not a party to any Contract in any of the following categories:

NY 12528: 97445 11

-18-



ASSIGNMENT OF INTERLEGICAL PROPERTY OF HER THAN PACLITAXEL

KNOW ALL PERSONS BY THESE PRESENTS that in connection with the Asset Purchase Agreement, dened as of August 21, 1998 (the "Agreement"), by and smong film Corporation, pic, a public limited company organized under the breist (Payer). Namelyments L.C., a limited liability company organized under the laws of the State of Delaware ("Seller"), and Essman Knick Company a New Jersey corporation (capitalized terms not defined herein shall have the meaning sacribed to them in the Agreement), Seller, for good and valuable consideration, receipt of which is hereby acknowledged, hereby ASSIGNS to Buyer all of Seller's right, this and interest in and to all Intellectual Property included in the Acquired Assets (other than the rights to develop and commercialize a menostystal version of Paulinnal) in accordance with the terms of the Agreement.

IN WITNESS WHEREOF, Seller has caused this instrument to be executed by its duly authorized officer on the 1st day of October, 1998.

NANOSYSTEMS LL.C.

By: Particulate Prospects Corp., Member

> Name: Akram Sandhu Title: Vice President

W12424-1995203

RECORDED: 05/05/2000

From

TO-FOLEY MO PAPENT Page 08
REEL: 010797 FRAME: 0500

EXHIBIT 6

Patent Assignment Abstract of Title

NOTE: Results display only for issued patents and published applications. For pending or abandoned applications please consult USPTO staff.

Total Assignments: 2

Patent #: 6264922 Issue Dt: 07/24/2001 Application #: 08948216 Filing Dt: 10/09/1997

Inventors: RAY W. WOOD, LAN DECASTRO, H. WILLIAM BOSCH

Title: NEBULIZED AEROSALS CONTAINING NANOPARTICULATE DISPERSIONS

Assignment: 1

Reel/Frame: 010797/0486 Recorded: 05/05/2000 Pages: 15

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: NANOSYSTEMS, L.L.C. Exec Dt: 10/01/1998

Assignee: ELAN CORPORATION, PLC

LINCOLN HOUSE, LINCOLN PLACE

DUBLIN 2, IRELAND

Correspondent: FOLEY & LARDNER

MICHELE M. SCHAFER WASHINGTON HARBOUR

3000 K STREET, N.W., SUITE 500 WASHINGTON, D.C. 20007-8696

Assignment: 2

Reel/Frame: 010797/0501 Recorded: 05/05/2000 Pages: 17

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: ELAN CORPORATION, PLC Exec Dt: 10/01/1998

Assignee: ELAN PHARMA INTERNATIONAL LIMITED

WIL HOUSE, SHANNON BUSINESS PARK

SHANNON, CO. CLARE, IRELAND

Correspondent: FOLEY & LARDNER

MICHELE M. SCHAFER 3000 K STREET, N.W.

SUITE 500

WASHINGTON, DC 20007-8696

Search Results as of: 02/03/2004 10:51 AM

	(
05-2	23-2000Atty. Dkt. No. 029318/044
FORM PTO-1885 (modified) (Nov 6-83) S-5-60 101:	U.S. DEPARTMENT OF COMMERCE Powers and Trademert Office 384078
	e record the attached original documents or copies thereof.
1. Name of conveying party(ies):	2. Name and address of receiving party(ies):
Blan Corporation, PLC	Elan Pharma International Limited WIL House, Shannon Business Park Shannon, Co. Clare INELAND
Additional conveying party(ies) 200 3. Nature of conveyance:	
ASSIGNOST	
Execution Date: October 1, 1998	Additional name(s) & address(es) attached? 350
4. Application number(s) or patent number(s):	Additional name(s) or addiess(es) attached?
If this is being filed together with a new application, the A. Patent Application Number(s): 08/948,216	B. Patent Number(s):
Additional numi	pers attached? MO
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications/patents involved: 1 7. Total fee (37 C.F.R. § 3.41): \$40.00
Michele M. Schafer FOLEY & LARDWER Washington Harbour	T Check Enclosed
3000 K Street, M.W., Suite 500	Charge to deposit account
P.O. Box 25696 Washington, D.C. 20007-8696	8. Deposit account number: 19-0741
2/2000 38MBAZZ 00000073 00542916 DO NOT US	E THIS SPACE
C:581 (4.00 P)	
9. Statement and signature: To the best of my knowledge end belief, the foreging a true copy of the original document. The Commission is a true copy of the original document.	poing information is true and correct and any attached copy er is hereby authorized to charge any additional recordation entified deposit account.

fees which may be required in this matter to the above-identified deposit account.

Michele M. Schafer

Name of person signing

002.297397.1

PATENT

REEL: 010797 FRAME: 0501

Total number of pages including cover sheet, attachments, and document: 17

Marie Parent

ASSESSMENT AGENTACES

("Blas") and Else Sharps International Limited, a uncil y comed subsidiary of Else ("Brass International Limited, a uncil y comed subsidiary of Else ("Brass International Elseited Constrains of the appearance in constraint of the Appearance in the subsidiary in the subsidiary in the subsidiary ("Brass International Elseited International Internationa

Capitalized terms not defined herein shall have the meaning ascribed to them in the Agreement.

[Signature page follows]

-2-

this Assignment Agreement as of the 1" day of October, 1998.

MILH CORPORATION, PLC

man inchair francy

WillesChairman of Board

. Director of Elan Corp., pl.

We hereby assume the rights, title and interest specified above.

TIMITED THREE PROPERTY.

Name: Title:

DIMETOR

PATENT REEL: 010797 FRAME: 0503



ASSET PURCHASE AGREEMENT

by and between

NANOSYSTEMS L.L.C.,
EASTMAN KODAK COMPANY

and

ELAN CORPORATION, PLC

Dated as of August 21, 1998

MAI3338: 23442']]





SCHEDULES TO DISCLOSURE STATEMENT

Schedule 1.1(a)	Equipment
Schedule 1.1(b)	NanoSystems Real Property
Schedule 1.1(c)	NanoSystems Intellectual Property
	Capitalization
Schedule 3.10	Absence of Change
Schedule 4.5	Consents
Schedule 4.6(a)	Intellectual Property Infringements
Schedule 4.6(b)	Intellectual Property Restrictions
Schedule 4.8(a)	Material Contracts
Schedule 4.8(b)	Contracts: Breaches/Events
Schedule 4.8(c)	Certain Contracts
Schedule 4.9	Manufacturing Rights
Schedule 4.10	Administrative Actions
Schedule 4.13(a)	Benefit Plans
Schedule 4.13(f)	Payments Resulting from Transactions
Schedule 4.14(b)	Environmental
Schedule 4.17(c)	Commitments Since 12/31/97
Schedule 4.17(g)	Severance Payment
Schedule 4,20	Undisclosed Liabilities
Schedule 4.21	Insurance
Schedule 4.22	Year 2000 Compliance
Schedule 5.2	Commitments Prior to Closing
Schedule 5.5(a)	Severance Plan
Schedule 5.5(b)	Kodak Employee
Schedule 6.1(c)	Consents

EXHIBIT A Warrant Auroement

Schräule 1.1(C)

NY 12528: 97443.11

SCHEDULE LLA

MAY 0 5 200

Lenging	ellectral Pro and Grantei ngust 20, 191		
Title of Invention	Country	Patent/Apple, No.	Status
Lerence Consisting Sections become	U.K.	Femal No. 5,747,001	Greated
	Charle	Apple: No. 2,213,660	Predict
	Bareps	Apple. No. 94864567.1	Pending
	Japan	Apple No. 8-325765	Pealing
	.01	APPL M. GOMESTO	Year .
	Canada	Apple. No. 2,213,632) making
•	Except	Apple, No. 94904344.3	Yanding
	Jepes	April No. 8-323791	Product
Innerprinties Fermulations of Human summisticionsy Viros (MV) Protesso shibitors Using Callulosis Surface Itabiliant and Mattada of Making Such Permulations	U.E.	Apple. No. 08/890,602	Feeding
4,545	JCT	PC7/UE98/14097	Pending
barmaseries Compositions Containing olyaltylens Block Capalymers Whish Gal a Physiological Temperature	U.E.	Frank No. 5,345,188	Granad
	U.A.	Fatest No. 5,765,194	Constact
. •	Caselo	Apple, No. 2,313,663	Imaing
	Europe	Apple. No. 94907013.8	Fending
	Japan	Apple. No. 8-525803	Pending
ansperticles Commissing the R(-) mentioner of Buyerofus	U.R.	Fatent No. 5,718,919	Granted
restrictions of Oral Gestralatestine Combination with	U.R.	Extent No. 5,585,108	Granted
hermocretically Acceptable Chys distripriciplisms of Nanoparticulate	U. E.	Fature No. 5,360,932	Greated
termeroptical Agents relation of Ultra Arnall Particles	U. K.	Femal No. 3,503,723	Granted
Nanopersiculate Diagnostic Mixed Carbonie Ashadrides on X-Ray Contrast Agents for	U.K.	Femal No. 5,643,552	Granted
land Pool and Lymphetic System Imaging	U. L	Fabrus No. 5,472,683	Granted
	U. K	Falsact No. 5,573,749	Created
The state of the s	U.A.	Fatant No. 5,322,679	Gmated
odinates Arcylony Esters	0.8.	Palmit No. 5,466,433	Granted
lathed of Chrisding Phurmacontical	U.K.	Patrick No. 5,518,187	Uranted
Substances .	Argentina	Apple No. 124,206	Pending
	Australia	Fature No. 640132	Pending
	Case	Apple No. 2,107,400 Foliat No. NL-69476	Urastee
	Taiwan Cases	Apple No. 53/1277	Funding
	Pabrain	A	Pending
	Finiand	Apple. No. \$1202793.6 Patent/Apple. No. \$34320	Pending

PATENT REEL: 010797 FRAME: 0506

Pending	iteller to al Pr g and Grants Lugart 20, 19		
Title of Invention	Country	Patest/Apple Ne.	States
private of Grinding Pharmacounical	Hungary	Fateret No. 210028	Crassin
	Japan	Apple. No. 282497/33	Pendine
	South Lares	Apple. No. 22264/93	Pending
	Maleysia	Patrick No. 34Y-109/415-A	Greate
	Mexico	Apple, No. 53-6443	Fraday
	New Zankad	Potenti No. 543213	Contract
•	Natura	Apple No. 23-03713	Prodies
	Philippines	Apple No. SIA 7015	Pendine
	Russia	Patent/Apple, No. 93/52290	Produc
	Elevak Republic	VALUE NO NA 120197	Panding
	Uzzales	Apple, No. 53/3408	Product
	Venemale	Apple, No. 1484/83	Pradia
Adispersible Nanoperticulate Film Asericae With Protective Oversunts	U.E.	Patent No. 5,373,763	Granted
	Canada	Apple, No. 2,212,803	Fending
	Ettrang	Apple, No. 94504412.7	Fondisa
	Tapes	Apple No. 8-325016	Pending
ulinated Arometic Compounds	U.S.	Falcat No. 5-384, 107	Cranted
ethed to Radice Pasticle Site Growth uring Lyophilization	U.S.	Passer No. 1/202/401	Granted
ntinated Bengayi Acetala and Relate for X- ay Imaging	UE	February No. 1,330,755	Granted
emulations of Compounds as Impuritionists Dispuritons in Digustible its or Fatty Acids	U.E.	Patent No. 3,371,536	Greated
	U.A.	Patrol No. 5,560,531	Granted
	Canada	Apple No. 2,207,364	Produc
	Entrape	Apple. No. \$65043223	Pending
] Ribor	National Plans Apple, of PCT/US94/01433	Funding
as of New-Lewis Closed Fuint Modifiers to Unimize Nacoparticulate Aggregation wring Sterilization	U.I.	Print No. 5,344,769 .	Circulad
to Use of Tylesapel as a Nanoparticle	U.S.	Februar No. 5,428,324	Granted
	Argentine	Apple. No. 324,175	Punding
	Australia	Patrick No. 443440	Greated
• '	Canada	Apple, No. 2,164,192 Apple, No. 22,08788	Funding
	Taiwes	Apple, No. 53261341.7	Feedby
	Just ape	FeliApple No. \$3/3383	Pendag
	Hungary	751/Amile No. 79301394	Yanding
	in the last	Aprela No. 33/107174	Feeding
	Japan	Apple, No. 28079W43	Pending
	South Karen		Fending

SCHEDULE I.J.s

Pendia	ntellectual Printer of end Greater August 24, 19		
Title of Invention	Country	Patent/Appla. No.	
The Use of Tylesspel as a Napoparticle	Malayele	Apple. No. P1 9302636	Status
Stabilizer and Dispersent		709m. No. 71 9302636	Graphel
	New	Fatast No. 248726	Granted
	Zesland	100000000000000000000000000000000000000	
	Narway	Apple, No. 3934434	Feeding
	Palippas	Februs No. 23937	Grante
	Resis	Apple No. 93054941.00	Feelba
	Savet .	Apple No. PV 1434-93	Pendin
•	Republic		
	Ukraine	Apple No. 4360)742	Feedbal
editated Areyloxy Carbon strides	UL	Frank Na. 3,260,478	Contract
	Argentins	Apple: No. 324,625	- ending
	Australe	James No. 643442	Grade
	Canada	Apple No. 2, 197, 597	Pender
. D `	Tathras	February No. NJ-572517	Granted
	Resputy	Pat/Apple No. 19303475	Dingary
	istral	Apple No. 93/107654	_Cented
	Japan	Apple No. 2109 [5:83]	Penning
	South Kares		Pending
	Maleysia	Patent No. 147-109-203A Patent No. 248451	Granted
	Zesland	sammer saies!	Circuian
	Philippines.	Polent No. 30136	Umated
	Vignine	Appla, Na. 83/3409	Pending
	Venezuela	Patent No. 1314/93	Granica
-Ray Contrast Compositions Useful in Addital Imaging	UX	Patent Na. 5,451,393	Granted
	. U.S.	Potent No. 5,318,767	Chronical
	Extends	Apple: No. \$2200132.4	Pending
les of Furified Surface Modifiers to reveat Farticle Aggregation During terlination		Patent No. 5,332,459	Granted
	Argestins	Apple, No. 124,525	Pending
	Talwan	Apple No. 21109723	Pending
	Jepas	Apple, No. 286472/83	Pending
	South Kores	Apple No. 93/23383	Pending
	Malayets	Apple, No. 21 9302559	Pendag
	Metrico New -	Applia, No. 937381 Fatesi No. 230116	Grand
	Zadani		
	Philippines	. Apple, No. 47231	Pending
	Russia	Apple. No. 93/35885	Pepeling
	Slevak	Apple No. 30 141643	Pending
	Republic		
ermulations of Nanoparticulate Napranos	U.S.	Apple. No. 02/200,006	Pending
Tabjets	PCT	FCT/US98/03388	Pending

SCHEDULE 1.1.4

. Pendin	stellectual Programme g and Grante August 20, 19	_	
Title of laventies	Country	Patent/Apple. No.	States
Reduction of Introvenously Administrated Nenoperticulate Formulation Indused Adverse Physician Securious	U.S.	Apple, No. 08/696,754	Feeding (Allowed)
•	Comada	FC77US96/15300	Pending .
	Estape	FCT/UB96/15300	Pending
· · · · · · · · · · · · · · · · · · ·	Japan	PCT/U296/15300	Pending
Process of Propering X-Ray Contract Compositions Contribing Nanoparticles	U.L.	Patent No. 5,543,133	Granted
Engles Chide-Ethyless Chide Black Capalyster Seifheten's as Stabilizer Coallege for Nemperticle Compositions	U.K.	3,387,143	Created
	Argestine	Apple No. 132,233	Pending
	Anstralia	Apple, No. 28340.95	Process
	Canada	Apple No. 2:193.503	Process
	Talwas.	Apple, No. 84001 07551	Fracing
	Earape	Apple: No. 95923848,0	Frading
	Finland.	Pet:/Apple. No. 343234	Pencking
	Israel	Paten/Apple, No	Pending
	Japan	Apple, No. 301303/96	Pending
	Malaysia	Apple. No. 71 9301774	Pendity
•	Norwey	Apple, No. 7 945455	Ponding
	Philippines	Apple. No. 30509	Proting
*	Venezuela	Apple, No. 93/1026	Pending
Method of Grinding Pharmacoutical Substances	U.B.	Apple, No. 02/49 1,539	(Allered)
	Argentine	Apple, No. 331,334	Pending
	Casala	Apple, No. 2, 190, 366	Pending
	Talwan	Apple, No. 34104445	Pending
	Entahe	Apple, No. 93919428,4 Apple, No. 93/113433	Allered
	lared	Apple, No. 334333765	Fending
	Japas	Apple, No. J. 1501374	Pending
	Maleyets	Apple. No. 50573	Tending
	Philippines Venezania	Apple, No. 0833-83	Pandrag
Navaganisulate Disguestic Discuss as X- Ray Contrast Agents for Blood Pool and	U.S.	Fatque No. 3,500,204	Graced
Lymphetic System Imaging Method of Propering Stable Drug	03.	February No. 3,334,570	General
Nameparticles Suifated Non-look Block Copelymes Surfacient as Stabilizer Coetings for	U.S.	F12000 No. 5,569,448	Grand
Name of the Compactitions	U.S.	Fatent No. 5,254,616	Granud
edizated Aremails Propertediening		Patental No. 3,322,404	General
	U.R.	Patent No. 5,418,133	Greated
Indianted Arcylogy Kategor			

SCHEDULE 1.J.s

and Greate	d Patents	
Cossiny	Patent/Apple. No.	Status
ULL	Fatent No. 3,443,330	Granted
U.S.	Potent No. 3,621,981	Granted
U.S.	Apple No. 02/815348	Proding
U.S.	Famai No. 3,321,318	Control
U.A.	Fatent No. 3,323,328	Granted
UL	Palent No. 5,353,637	Granel
D.S.	Patent No. 5,401,402	Granted
UL	Patent No. 5.334,337	Circulad
UA	Fatest No. 5447.710	Chanted
U.A.	Februar No. 5,284,263	Gracies
.2.0	Palest No.3,476,313	Granated
U.K.	Famat No. 5,310,118	Granted
U.S.	Februar No. 5,518,738	Citanted
Castada	Apple. No. 7,212,779	Ponding
Burepe	(to be completed in all EP	(Atlawed)
Japan	Apple. No. 8-524248	Pending
UL	Fateri No. 1,540,512	Grented
0.3.		Granted
0.3.	Patent No. 5,543,331	Grasted
0.3.		Granted
U.S.	Farmet No. 5,145,684	Grasted
Argentine	Apple, No. 52/321621	Pending
	U.S. U.S.	U.S. Feient No. 5,645,130 U.S. Feient No. 5,621,981 U.S. Feient No. 5,521,348 U.S. Feient No. 5,521,328 U.S. Feient No. 5,521,328 U.S. Feient No. 5,351,657 U.S. Feient No. 5,351,652 U.S. Feient No. 5,351,353 U.S. Feient No. 5,351,353 U.S. Feient No. 5,351,353 U.S. Feient No. 5,310,118 U.S. Feient No. 5,310,118 U.S. Feient No. 5,310,718 U.S. Feient No. 5,312,779 Garage Apple. No. 7,312,779 Garage Apple. No. 7,312,779 Garage Apple. No. 7,312,779 U.S. Feient No. 5,343,531 U.S. Feient No. 5,746,642 U.S. Feient No. 5,543,331 U.S. Feient No. 5,543,331

		sperty Perticule of	
Pendi	ag and Grants		
	August 20, 19		
Title of Lavention	Country	Patent/Appin. No.	Status
Surface Modified Drug Nansparticles	Australia	Patent No. 654836	Granted
	Canada	Apple No. (ISSN3)	reading
	Chile	Apple. No. 92874	Pedal
	Colembia	Fames No. 3403	Grand
	Marapa	Apple No. (1208) 31.3 Publication No. 491297	Junday
	PlaLand	FELLOWING BORD	Pending
•	Huagary	Tal. Apple No. 12-28	Freding
	iteland	Apple No. 22-017	Pepilog
	lame	Pathing Applies No. 169754	Graded
	Japan	Apple No. SUN 1218	Pending
	Looth Korns	Apple No. 52/1077	Pending
	Malayela	Yelmat No. MY-1011-4-A	Counted
٠.	Maries	Pa taut Na. 176345	Circums
	Zoolead	Patral No. 341342	Guestad
	Nerway	Apple No. 52-0034	Allamod
	Philippines	Fatant No. 2005	Onsted
•	Russia	Fat No. 2004333	<u>Graded</u>
	Taiwan	Apple. No. 9604363-3 Patent No. NL471313	Pending
urface Modified Anticoncer Nanoparticles			Greated
intres transition was estern telephones		Fatest No. 3,454,443	Greated
	U.S.	Petrat No. 3,339,343	Granital
	Argentine	Apple. No. 33/121,220 Patent No. 675/13	Funding
•	Canada	Apple No. 2094342	Produc
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•	Republic	A SECRIPION A	
•	Larope	Apple, No. 93 (01050.) Apple, No. 93201863.) Publication No. 577215	Panding Punding
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	Israel	Frient/Apple No. 106138	Yeading
	Japan .	Apple No. 93/138808	Pending
	South Karen	Apple No. 83/13/47	Pending
	Malaysia	Apple No. 21 \$301273	(allowed)
	Mexico	Apple, No. 31.850	Freeding
	Zesberd	Patent No. 248043	Geneted
•	Nervey	Apple, Na. 73-2466	Pending
	Philippines	Falsas No. 30104	Granted
•	Austa	Apple. No. 33046256	Proding Proding
	Spilabora	Apple No. 9405605-6	Panaling
	Republic	PV 0621-93	Granted
•	Tatwas	Fairms No. 14-479-294	
	Livetee	Apple, No. 9300007	Pending

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Title of invention	Capatre	Patent/Apple. No.	T Common
Surface Municipal Anticapur Nanaparticles	Vesezzes	PILLAPPIE No. 0848-81	Status
Burles Madified NEALD Nanoparticles	UL	Press No. 3,333,160	Pending
	Amerila	Telego No. 677783	Granted
	Anstele	No. 644 755	National Registration of NP 644 755
	Balging	No. 644 755	Noticeal Registration of EP 644 755
	Canada	Apple No. 3118317	Femilias
	Decreek	No. 644 755	National Registration of EP 644 735
	gmobs	Na. 644 751	Granded
	France	No. 644 785	National Registration of HP 644 755
	Germany	No. 644 735	National Registration of EP 644 755
	Greece	No. 644 755	National Registration of EP 644 755
•	Hungary	Pat/Apple No. 54-35-3	
	Ireland	European Palant No. 644 755 Irish Patent No. 1172603	Circuited
	linly .	Nuropena Patent No. 644 753	Notices Registration of BP 644 755
•	Apes:	Apple, No. 94/501515	Pandies
	Lexinghous	No. 644 755	National Registration of RP 644 755
•	Monace	No. 644 755	National Registration of EP 644 755
	Merica	Apple, No. 91-3452	Posting
	Netherlands	No. 644 755	National Registration of EP 644 755

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This of Invention	Country	Patent/Apple. No.	Status
Mountain NSAID Nanoparticles	Ivela	No. 644 755	National Registration of EP 644 755
	Switzerland	European Februs No. 644 755	Greated
	United Kingdom	No. 644 755	National Registration of NP 644 755
Managarticles Stabilized by High Managarticles Stabilized by High Milles Weight, Linear Poly(ethylesis 1) Polymero	U.A.	Fatent No. 3,380,379	Craused
mittee Imaging X-Lay Contract Agents	. U.K.	Palme No. 3,573,750	Granted
and Surfaced for Nemocrystals	. U.S.	Fatent No. 5,422,328	Greated
plottens of Ceal Classrobinetical plantic X-Rey Contract Agents in fination with Pharmacoulically rights Clays	D.E.	Patent No. 5,466,440	Chromes
Management with Hydroxypropyl	U.S.	Patent No. 5,591,458	Granied
Militade-J-Estantuned-Amino- Mulate Estars Useful on X-Ray Marie Agenta for Marifeal Diagnostic	U.S.	Patent No. 5,670,136	Cirented
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Spireturical Substances	U.S.	Yesesi No. 5,718,328	Grantad
	Argentina	Apple. No. 331,937	Pending
	Canada	Apple. No. 2,190,134	Panding
F	TalWat)	Apple. No. 84183642	Fending
	Europa	Apple. No. 93919042.0	Feedler
	J. Street	Apple, No. 113431	- Predite
	Japan	Apple, No. 93/316317	Jane 12
	Maleyete	Apple No. 71 9301375	Funding Funding
	American	Apple, No. 93/30374 Apple, No. 0154-83	Pending
dealtylphenol Esters as Novel X-Jay	U.L.	Apple No. 08/677,708	Pending
Speed Agents full J. Andder Tribulophony Esters as X-	U.S.	Februar 345, 5,445,166	Gristad September 14, 1997
porting Them	U.S.	Apple No. 68/836,819	Feeding
	Atycatha	Apple: Na. 131,113	Pending
c i	Canada	Apple No. 1287.589	Pending
<u> </u>	Tarres	Apple, No. \$400102792	Pending
2	Black	Apple, No. 83904526A	Popular
	arnet .	Apple. No. 94/01/2134	Pending

SCHEDULE 1.1.c

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Title of Invention	Country	Latean Vham u.g.	Status
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oneg Them	Japan	National Phone of PCT/NP94/04261	Pending
	Maleyele	Assa. No. 71 7500052	Produc
	Vertex	Amie. No. 331133	Pendag
	- Williams	A No. 30130	Pending
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	Briefs		
	Venezuela	Apple No. BLOCK	Produce
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of Triameinalene Actionich	UL	Appla, No, Unknown	Pending

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the Acquired Assets are subject, other than in the case of clauses (ii) and (iii) any conflict, breach, default, termination, cancellation, acceleration, loss, violation or Encombrance which, individually or in the aggregate, would not have a Material Adverse Effect or materially impair or delay Seller's ability to perform its obligations haveunder.

- 4.4 Binding Effect. This Agreement constitutes a valid and legally binding obligation of Seiler enforceable in accordance with its terms, subject to bankruptcy, insolvency, reorganization, moratorium and similar laws of general applicability relating to or affecting creditors' rights and to general equity principles.
- 4.5 Consent and Approvals: Except as required by the H-S-R Act, no consent, approval, waiter or authorization is required to be obtained by Seller from, and no notice or filing is required to be given by Seller to or made by Seller with, any Federal, state, local or other governmental authority or other Person in connection with the execution, delivery and performance by Seller of this Agreement other than those the failure of which to obtain, give or make would not have a Material Adverse Effect or materially impair or delay the ability of Seller to effect the Closing.
- Owns or has the right to use all of the Intellectual Property included in the Acquired Assets. The Intellectual Property included in the Acquired Assets constitutes all of the Intellectual Property necessary to conduct the Business as currently conducted.

 Schedule 1.1(c) contains a worldwide list of all patents, trade names, trademarks and service marks, and applications for the foregoing owned or possessed by the Seller and true and complete copies of all such materials have been made available to Buyer. Seller has taken all action reasonably necessary to establish and protect its interest in and to the NanoSystems Intellectual Property. To the Knowledge of Seller, (1) Seller's products do not inflinge on or otherwise violate the Intellectual Property of any other Porson, and (ii) no Person is challenging, inflinging or otherwise violating the NanoSystems Intellectual Property. Except as set forth in the Contracts listed on Schedule 4.6(b), there is no limitation on Seller's shility or right to license any of the NanoSystems Intellectual is no limitation on Seller's shility or right to license any of the NanoSystems Intellectual

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Property to any Person. All issued patents and regimered trademarks and service marks owned by Seller are recorded on the public record solely in the name of Seller.

4.7 Title to and Condition of Tangible Property. Seller has good title to, or a valid and binding leasehold interest in, the tangible property included in the Acquired Assets, free and clear of all Encumbrances, except (i) liess for Taxes, assessments and other governmental charges (a) not yet due and psyable or (b) being consessed in good faith by appropriate proceedings and for which adequate reserves have been established, and (ii) Encumbrances which, individually or in the aggregate, would not have a Material Adverse Effect. Upon the consumuation of the transactions contemplated hereby, assuming Buyer is a bone fide purchaser for value with no knowledge of an adverse claim, Buyer will acquire good title to the tangible property included in the Acquired Assets, free and clear of all Encumbrances, except for the exceptions in clauses (i) and (ii) of this Section 4.7. The tangible property included in the Acquired Assets is in all material respects in good working condition, ordinary wear and texasexcepted:

4.8 Contracts

- (a) Schedule 4.2(a) sets forth a list, as of the date hereof, of each Contract that is material to Seller. Each such Contract is a valid and hinding agreement of Seller or its Affiliates and is in full force and effect.
- (b) To the Knowledge of Seiler, there has been no material breach or default under any Contract listed on Schedule 4.2(a) except for defaults that have been cured or waived and breaches and defaults which are not material. No event has occurred with respect to Seller which, with notice or lapse of time or both, would constitute a material breach, violation or default, or give rise to a right of termination, cancellation, foreclosure, imposition of a lien or penalty, prepayment or acceleration under any such Compact.
 - (c) Seller is not a party to any Contract in any of the following

categories:

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ASSIGNMENT OPEN EDITAR COLUMN PROPERTY OFFICE THAN PAGE TEAMORE

the Asset Purchase Agreement, dened as of Anguer 21, 1998 (the "Agreement"), by and among Elan Corporation, pic, a public limited company organized under the laws of incland ("Bayer"), NanoSystems I. L.C., a limited liability company organized under the laws of the State of Delaware ("Seller"), and Eastman Kodak Company, a New Jersey corporation (capitalized terms not defined herein shall have the meaning ascribed to them in the Agreement), Seller, for good and valuable consideration, receipt of which is hereby acknowledged, hereby ASSIGNS to Buyer all of Seller's right, title and interest in and to all Intellectual Property included in the Acquired Assets (other than the rights to develop and commercialize a nanocrystal varsion of Pacilitates) in accordance with the terms of the Agreement.

IN WITNESS WHEREOP, Seller has caused this instrument to be executed by its duly sunhorized officer on the 1st day of October, 1998.

NANOSYSTEMS LL.C.

By: Particulate Prospects Corp., Member

Name: Akram Sandhu

Title: Vice President

NY12424-1998201

RECORDED: 05/05/2000

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